

**AGENDA OF A REGULAR MEETING - NATIONAL CITY CITY COUNCIL/
COMMUNITY DEVELOPMENT COMMISSION – HOUSING AUTHORITY OF
THE CITY OF NATIONAL CITY**



**COUNCIL CHAMBERS
CIVIC CENTER
1243 NATIONAL CITY BOULEVARD
NATIONAL CITY, CALIFORNIA
TUESDAY, SEPTEMBER 5, 2017 – 6:00 PM**

RON MORRISON
Mayor

ALBERT MENDIVIL
Vice Mayor

JERRY CANO
Councilmember

MONA RIOS
Councilmember

ALEJANDRA SOTELO-SOLIS
Councilmember

ORDER OF BUSINESS: Public sessions of all Regular Meetings of the City Council / Community Development Commission - Housing Authority (hereafter referred to as Elected Body) begin at 6:00 p.m. on the first and third Tuesday of each month. Public Hearings begin at 6:00 p.m. unless otherwise noted. Closed Sessions begin at 5:00 p.m. or such other time as noted. If a workshop is scheduled, the subject and time of the workshop will appear on the agenda. The Mayor and Council members also sit as the Chairperson and Members of the Board of the Community Development Commission (CDC).

REPORTS: All open session agenda items and reports as well as all documents and writings distributed to the Elected Body less than 72 hours prior to the meeting, are available for review at the entry to the Council Chambers. Regular Meetings of the Elected Body are webcast and archived on the City's website www.nationalcityca.gov.

PUBLIC COMMENTS: Prior to the Business portion of the agenda, the Elected Body will receive public comments regarding any matters within the jurisdiction of the City and/or the Community Development Commission. Members of the public may also address any item on the agenda at the time the item is considered by the Elected Body. Persons who wish to address the Elected Body are requested to fill out a "Request to Speak" form available at the entrance to the City Council Chambers, and turn in the completed form to the City Clerk. The Mayor or Chairperson will separately call for testimony of those persons who have turned in a "Request to Speak" form. If you wish to speak, please step to the podium at the appropriate time and state your name and address (optional) for the record. The time limit established for public testimony is three minutes per speaker unless a different time limit is announced. Speakers are encouraged to be brief. The Mayor or Chairperson may limit the length of comments due to the number of persons wishing to speak or if comments become repetitious or irrelevant.

**1243 National City Blvd.
National City
619-336-4240**

**Meeting agendas and
minutes available on web**

WWW.NATIONALCITYCA.GOV

WRITTEN AGENDA: With limited exceptions, the Elected Body may take action only upon items appearing on the written agenda. Items not appearing on the agenda must be brought back on a subsequent agenda unless they are of a demonstrated emergency or urgent nature, and the need to take action on such items arose after the agenda was posted.

CONSENT CALENDAR: Consent calendar items involve matters which are of a routine or noncontroversial nature. All consent items are adopted by approval of a single motion by the City Council. Prior to such approval, any item may be removed from the consent portion of

the agenda and separately considered, upon request of a Councilmember, a staff member, or a member of the public.

Upon request, this agenda can be made available in appropriate alternative formats to persons with a disability in compliance with the Americans with Disabilities Act. Please contact the City Clerk's Office at (619) 336-4228 to request a disability-related modification or accommodation. Notification 24-hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Spanish audio interpretation is provided during Elected Body Meetings. Audio headphones are available in the lobby at the beginning of the meeting.

Audio interpretación en español se proporciona durante sesiones del Consejo Municipal. Los audífonos están disponibles en el pasillo al principio de la junta.

COUNCIL REQUESTS THAT ALL CELL PHONES AND PAGERS BE TURNED OFF DURING CITY COUNCIL MEETINGS.

OPEN TO THE PUBLIC

A. CITY COUNCIL

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE TO THE FLAG

PUBLIC COMMENTS (THREE-MINUTE TIME LIMIT)

PROCLAMATIONS

1. [Proclaiming the month of September 2017 as: "National Preparedness Month"](#)

AWARDS AND RECOGNITIONS

PRESENTATIONS

2. [Stakeholder Briefing - San Ysidro Land Port of Entry Renovation and Expansion Roadway Impacts. \(Anthony Kleppe, US General Services Administration \(GSA\)\)](#)
3. [Presentation on National City Safe Routes to School Program & Neighborhood Walk Audits. \(Circulate San Diego & Rady Children's Hospital San Diego\) \(Engineering/Public Works\)](#)

INTERVIEWS / APPOINTMENTS

4. Interviews and Appointments - Veterans and Military Families Advisory Committee. (City Clerk)

CONSENT CALENDAR

5. [Motion of the City Council of the City of National City approving the waiving of the reading of the text of the Ordinances considered at this meeting and providing that such Ordinances shall be introduced and/or adopted after a reading of the title only. \(City Clerk\)](#)
6. Approval of the Minutes of the Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City of May 16, 2017. (City Clerk)

7. Resolution of the City Council of the City of National City: 1) ratifying the acceptance of the California Library Literacy Services (CLLS) Grant of \$18,000 to fund the National City Library's literacy services program for FY2017-18; and 2) authorizing the establishment of a Literacy Services Grant Fund appropriation of \$18,000 and corresponding revenue budget. (Library)
8. Resolution of the City Council of the City of National City authorizing the Mayor to execute a Grant Subaward Amendment for an additional \$27,689 appropriation and corresponding revenue budget in the total amount of \$246,699 from the FY16 Urban Area Security Initiative (UASI) Grant Funds for the reimbursable grant purchase of equipment, planning, and training for the Police and Fire Departments. (Fire)
9. Resolution of the City Council of the City of National City authorizing an appropriation increase and corresponding revenue budget increase in the amount of \$163,000 for the EsGil Corporation for building plan check services for FY-2017. (Building/Fire)
10. Resolution of the City Council of the City of National City authorizing the acceptance of a \$5,000 check from Jesus The Great I Am Church Inc. on behalf of the National City Fire Department for the purchase of three Automatic External Defibrillators (AEDs), and authorizing the establishment of an appropriation and corresponding revenue budget. (Fire)
11. Resolution of the City Council of the City of National City, 1) awarding a contract to Dick Miller, Inc. in the not-to-exceed amount of \$939,939.93 for the Citywide Alley Improvements Project, CIP No. 16-11; 2) authorizing a 15% contingency in the amount of \$140,990.99 for any unforeseen changes; and 3) authorizing the Mayor to execute the contract. (Engineering/Public Works)
12. Resolution of the City Council of the City of National City, 1) awarding a contract to Eagle Paving Company, Inc. in the not-to-exceed amount of \$1,158,297.70 for the Citywide Pedestrian Midblock Crossing Enhancements Project, CIP No. 17-05; 2) authorizing a 15% contingency in the amount of \$173,744.66 for any unforeseen changes; and 3) authorizing the Mayor to execute the contract. (Engineering/Public Works)
13. Resolution of the City Council of the City of National City authorizing the Mayor to execute a First Amendment to the Agreement with Harris & Associates, Inc. extending the expiration date of the Agreement to May 18, 2018, to provide on-call project support services for National City's Capital Improvement Program (CIP), including, but not limited to, sewer system and storm drain analysis and design, construction support,

engineering plan reviews and tentative map reviews. (Engineering/Public Works)

14. Resolution of the City Council of the City of National City ratifying the execution of an Agreement by and between the City of National City and Accelerated Modular Concepts Incorporated in the amount of \$112,846.28 for the delivery and set up of a modular building to be used by the National City Fire Department as part of the Squad Pilot Program at El Toyon Park. (Engineering/Public Works)
15. Resolution of the City Council of the City of National City, 1) approving an Amendment No. 8 (16-08) to the 2016 Regional Transportation Improvement Program for TransNet Local Street Improvement Program of Projects for Fiscal Years 2017 through 2021 to ensure programming is consistent with the latest TransNet Revenue Forecast for National City; projects include Plaza Boulevard Widening (NC01), Street Resurfacing (NC03), Traffic Signal Install/Upgrades (NC04) and Citywide Safe Routes to School (NC15); and 2) authorizing the establishment of a TransNet Proposition “A” Fund appropriation of \$1,021,000 for FY 2018 and corresponding revenue budget. (Engineering/Public Works)
16. Resolution of the City Council of the City of National City accepting a Grant Deed from White Whale Properties, Inc., a California Corporation, for a partial street dedication to allow for construction of a public sidewalk adjacent to their property located at 1640 Orange Street (APN 561-160-40). (Engineering/Public Works)
17. Resolution of the City Council of the City of National City authorizing an Engineering Department Grants Fund appropriation of \$365,000 in Disadvantaged Community (DAC) Planning Grant funds through the Proposition 1 DAC Involvement Grant Program for the Paradise Valley Creek Water Quality and Community Enhancement Project and establishment of a corresponding revenue budget. (Engineering/Public Works)
18. Resolution of the City Council of the City of National City authorizing the installation of 83 feet of diagonal “30-minute parking” located on E. 8th Street adjacent to “Big Ben Specialty Market” and 81 feet of parallel “30-minute parking” located on “A” Avenue adjacent to “Big Ben Specialty Market” to increase parking turnover for customers (TSC No. 2017-19). (Engineering/Public)
19. Resolution of the City Council of the City of National City authorizing the conversion of 67 feet of 1-hour parallel parking to 30-minute parking on National City Boulevard adjacent to “B&B Furniture” and install 37 feet of 30-minute parallel parking on W. 4th Street adjacent to “B&B Furniture” to

- [increase parking turnover for customers \(TSC No. 2017-20\). \(Engineering/Public Works\)](#)
20. [Resolution of the City Council of the City of National City authorizing the installation of a blue curb disabled persons parking space with signage in front of the residence at 635 “J” Avenue \(TSC No. 2017-21\). \(Engineering/Public Works\)](#)
21. [Resolution of the City Council of the City of National City authorizing the installation of a second blue curb disabled persons parking space with signage in front of the residence at 2121 Wilson Avenue \(TSC No. 2017-22\). \(Engineering/Public Works\)](#)
22. [National City Sales Tax Update Newsletter Fourth Quarter 2016. \(Finance\)](#)
23. [National City Sales Tax Update Newsletter First Quarter 2017. \(Finance\)](#)
24. [Investment Report for the quarter ended June 30, 2017. \(Finance\)](#)
25. [Warrant Register #3 for the period of 07/12/17 through 07/18/17 in the amount of \\$1,310,855.42. \(Finance\)](#)
26. [Warrant Register #4 for the period of 07/19/17 through 07/25/17 in the amount of \\$2,317,938.00. \(Finance\)](#)

PUBLIC HEARINGS

ORDINANCES FOR INTRODUCTION

27. [Ordinance of the City of National City amending the National City Municipal Code by adding Chapter 2.55 establishing requirements regarding the adoption and amendment of the annual budget of the City of National City. \(Finance\)](#)

ORDINANCES FOR ADOPTION

NON CONSENT RESOLUTIONS

28. [Alternative resolutions of the City Council of the City of National City to approve or deny a Conditional Use Permit for wholesale auto sales with accessory new car preparation \(excluding detail\), car wash, outdoor vehicle storage, electrical and trim installation, and employee parking at 2000 Roosevelt Avenue; City Council may approve either of the attached resolutions based on contained findings for denial or approval. \(Applicant: Deborah Falk\) \(Case File No.: 2016-10 CUP\)](#)

29. [Resolution of the City Council of the City of National City adopting Council Policy 119: Selection of the Vice Mayor. \(City Manager\)](#)

NEW BUSINESS

30. [Notice of Decision – Planning Commission approval of a Conditional Use Permit for the sale and trade of jewelry, gold, and other precious metals at a retail store \(Kevin Jewelers\) located at 3030 Plaza Bonita Road, Suite 1110. \(Applicant: Kaveh Bral\) \(Case File 2017-16 CUP\)](#)
31. [City Council Review of League of California Cities 2017 Annual Conference Resolution. \(City Manager\)](#)

B. COMMUNITY DEVELOPMENT COMMISSION-HOUSING AUTHORITY

PUBLIC HEARINGS- HOUSING AUTHORITY

CONSENT RESOLUTIONS- HOUSING AUTHORITY

NON CONSENT RESOLUTIONS- HOUSING AUTHORITY

NEW BUSINESS- HOUSING AUTHORITY

C. REPORTS

STAFF REPORTS

MAYOR AND CITY COUNCIL

CLOSED SESSION REPORT

ADJOURNMENT

Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City - Tuesday - September 19, 2017 - 6:00 p.m. - Council Chambers - National City, California.

The following page(s) contain the backup material for Agenda Item: Proclaiming the month of September 2017 as: "National Preparedness Month"

Item # ____

09/05/17

**PROCLAIMING THE MONTH OF SEPTEMBER 2017 AS:
"NATIONAL PREPAREDNESS MONTH"**

PROCLAMATION FORTHCOMING

The following page(s) contain the backup material for Agenda Item: Stakeholder Briefing
- San Ysidro Land Port of Entry Renovation and Expansion Roadway Impacts. (Anthony
Kleppe, US General Services Administration (GSA))

Item # _____

09/05/17

**STAKEHOLDER BRIEFING - SAN YSIDRO LAND PORT OF ENTRY
RENOVATION AND EXPANSION ROADWAY IMPACTS**

Anthony Kleppe, US General Services Administration (GSA)



GSA Public Buildings Service

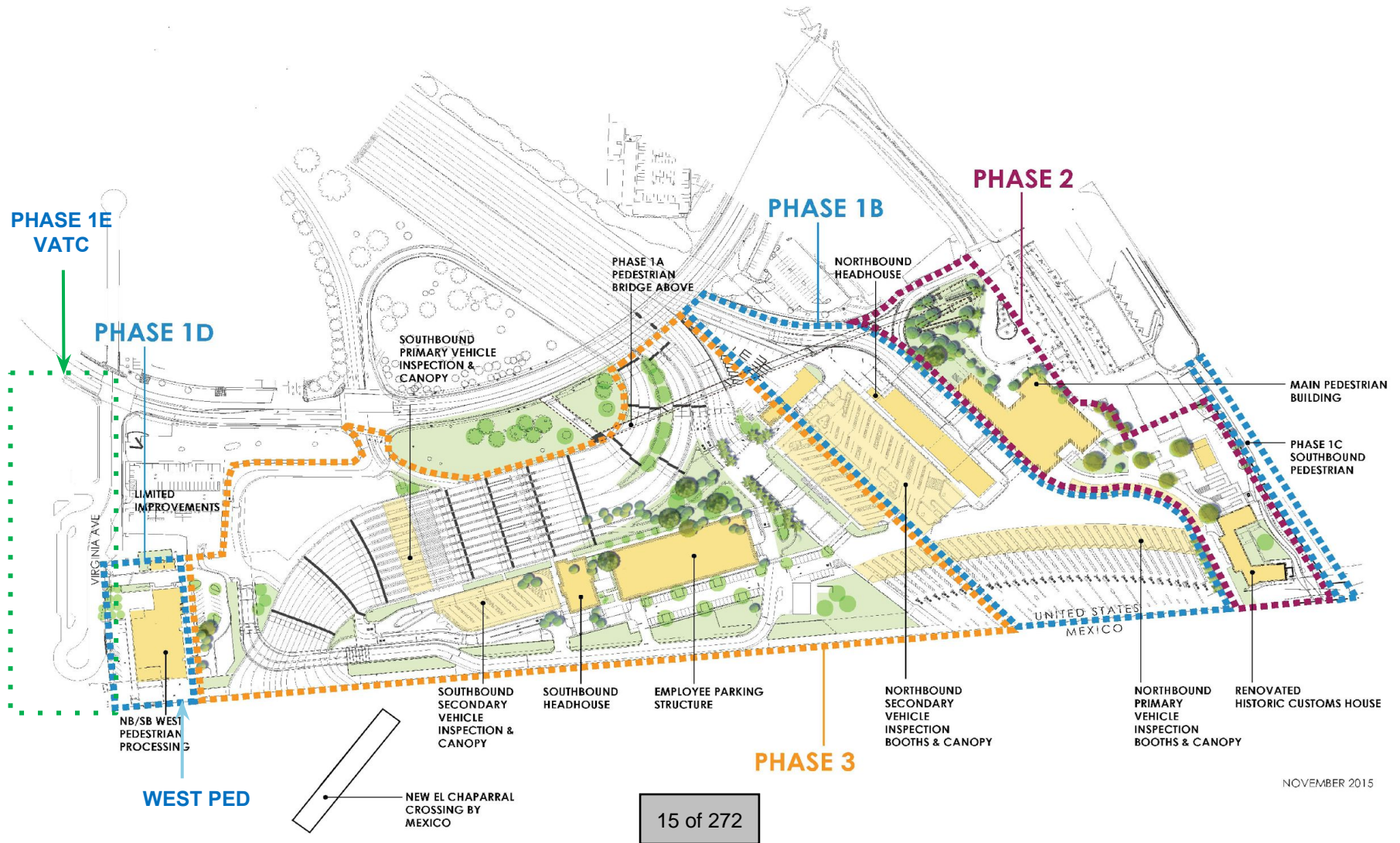
San Diego Regional Briefing

I-5 South Realignment Communications Plan





Project Overview

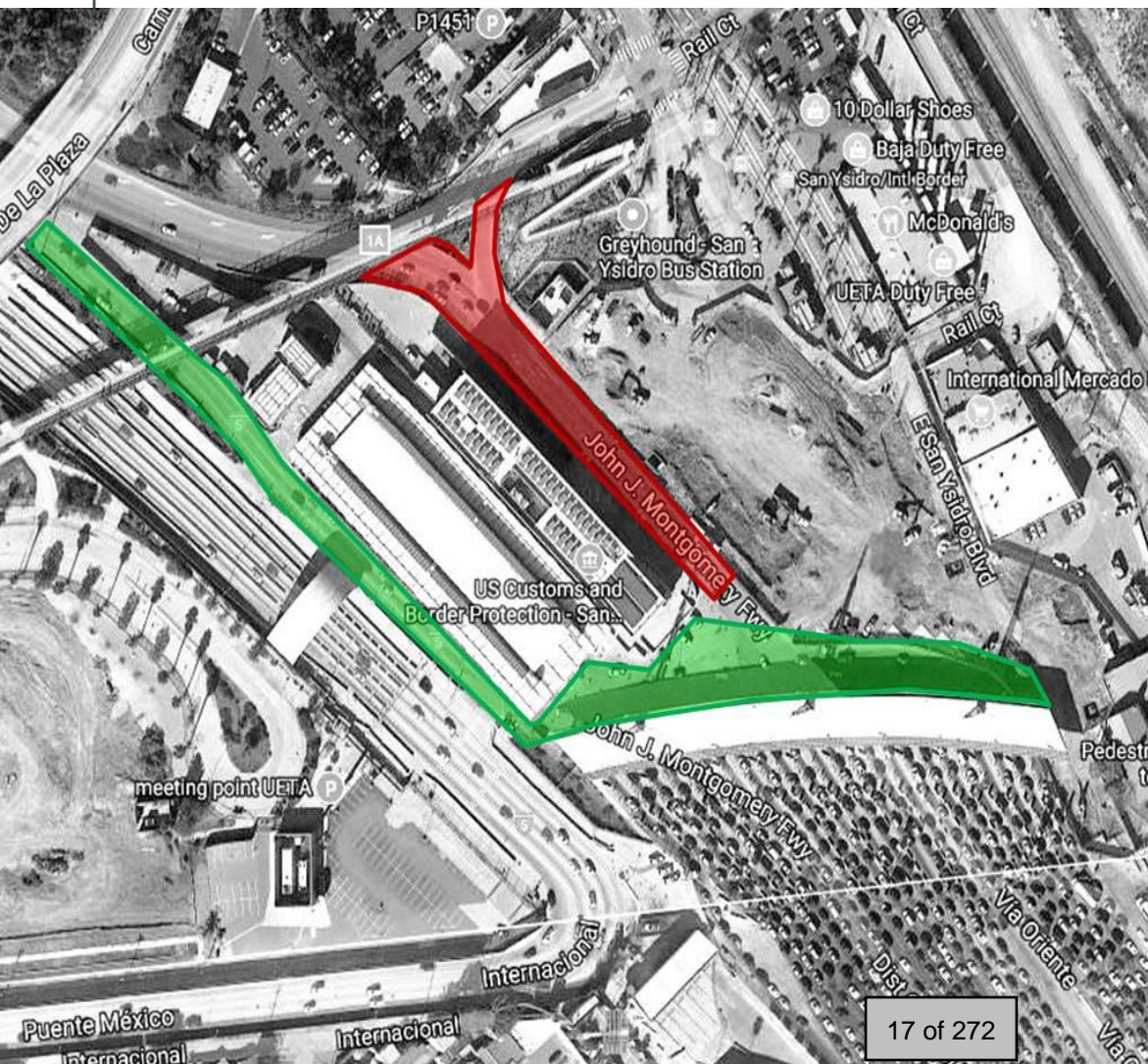


NOVEMBER 2015

Phase II Project

- **Project includes:**
 - 22 lane Pedestrian and Administration Building
 - Renovation of the Historic Customs House
 - Pedestrian Plaza
- **Planned Impacts:**
 - Four consecutive night 12 hour closures of the easternmost access lanes tentatively scheduled to begin September 19th from 4:00 p.m. to 4:00 a.m. September 23rd
 - Nightly closures of the eastern access lanes from September 25th 10:00 PM to 4:00 AM through 12/29/17

San Ysidro Phase 2 Skybridge Installation Lane Closures



Skybridge Installation Nightly Shutdown:

Start: Tuesday, Sept. 12 at 4pm

Finish: Saturday, Sept. 16 at 4 am















Skybridge Construction Nightly Shutdown:

Start: Monday, Sept. 18 at 10pm

Finish: Saturday, Dec. 30 at 4 am

San Ysidro Phase 2 Skybridge Installation Lane Closures September 2017

calendardownload.com

SUN	MON	TUE	WED	THU	FRI	SAT
					1	2
3	4	5	6	7	8	9
10	11					16
17						23
24						30

Nightly Closure
4 pm to 4 am

Nightly Closure
10 pm to 4 am
Sept 18, 2017
through
Dec 30, 2017

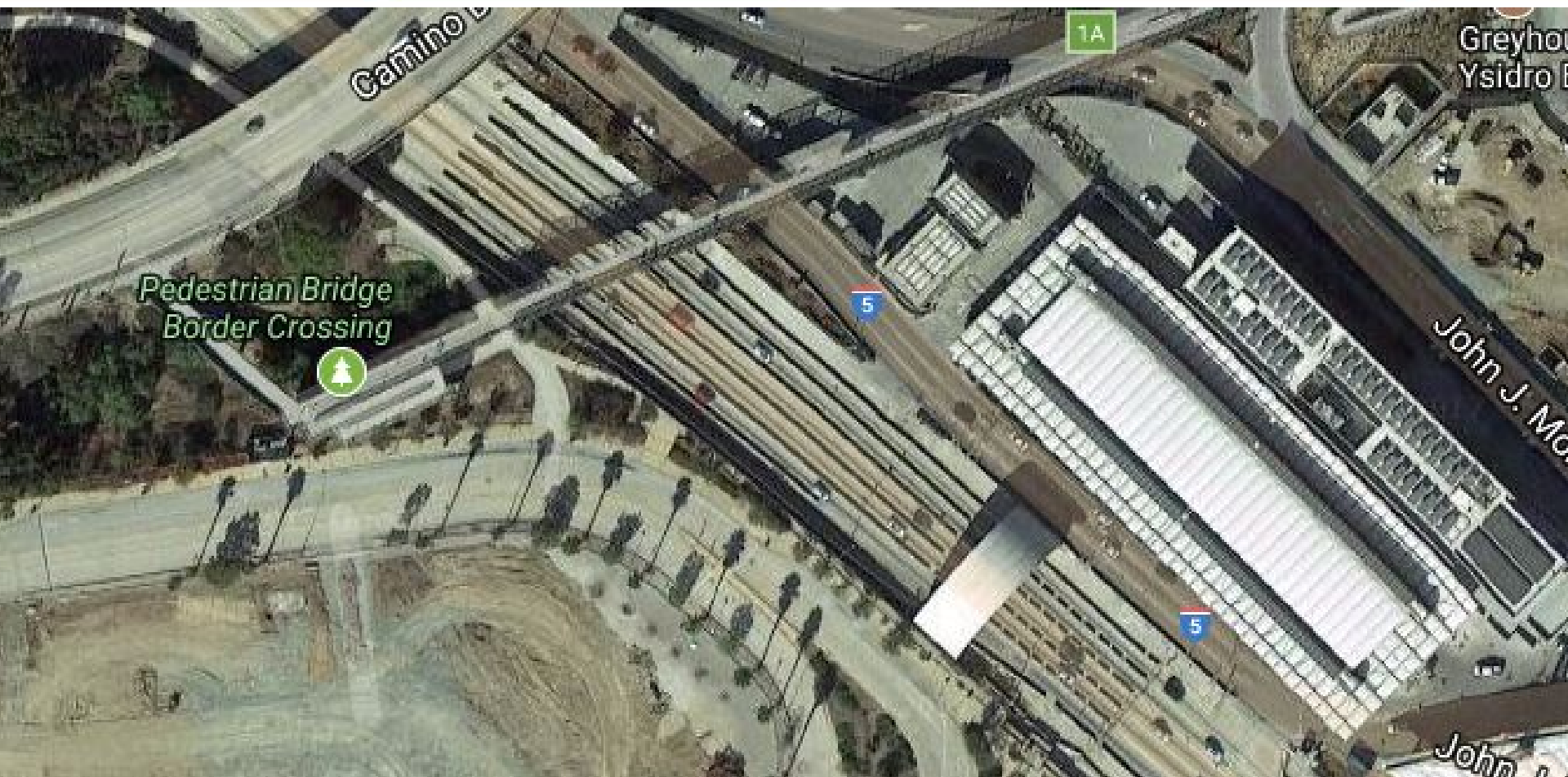
I-5 South Realignment Project

- **Project includes:**
 - 7 construction stages
 - Lane tapering on southbound I-805 & I-5 freeways
 - One complete weekend lane closure (57 hours)
 - Reduction to 3 southbound I-5 lanes for 8 – 9 weeks
- **Duration:** September 2017 - June 2019

I-5 South Realignment Highlights

- **I-5 S closure at SYLPOE - 57 Hours**
 - Saturday (3 AM) to Monday (12 PM) complete southbound roadway closure; removal of southbound POV inspection canopy. SB POVs advised to use Otay Mesa LPOE
- **Stage 2 - 1 Week**
 - Removal of cast in place lane barriers
- **Stage 3A & 3B - 2 Weeks**
 - Removal of cast in place lane barriers
- **Stage 4 – 8 to 9 Weeks**
 - SB POV lanes tapered down to 3 lanes

Stages 1, 2, 3A, and 3B Overview



57 Hour Closure Map



Stage 4 Overview



I-5 South Realignment Highlights

- **Stage 5 - 18 Months**
 - Temporary I-5 South realignment and curve are complete and open to the public
 - Number of SB POV lanes increases to four
- **Stage 6 - 1 Month**
 - Connection to permanent I-5 South realignment
- **Stage 7 - 1 Month**
 - New I-5 South connection to permanent infrastructure becomes operational

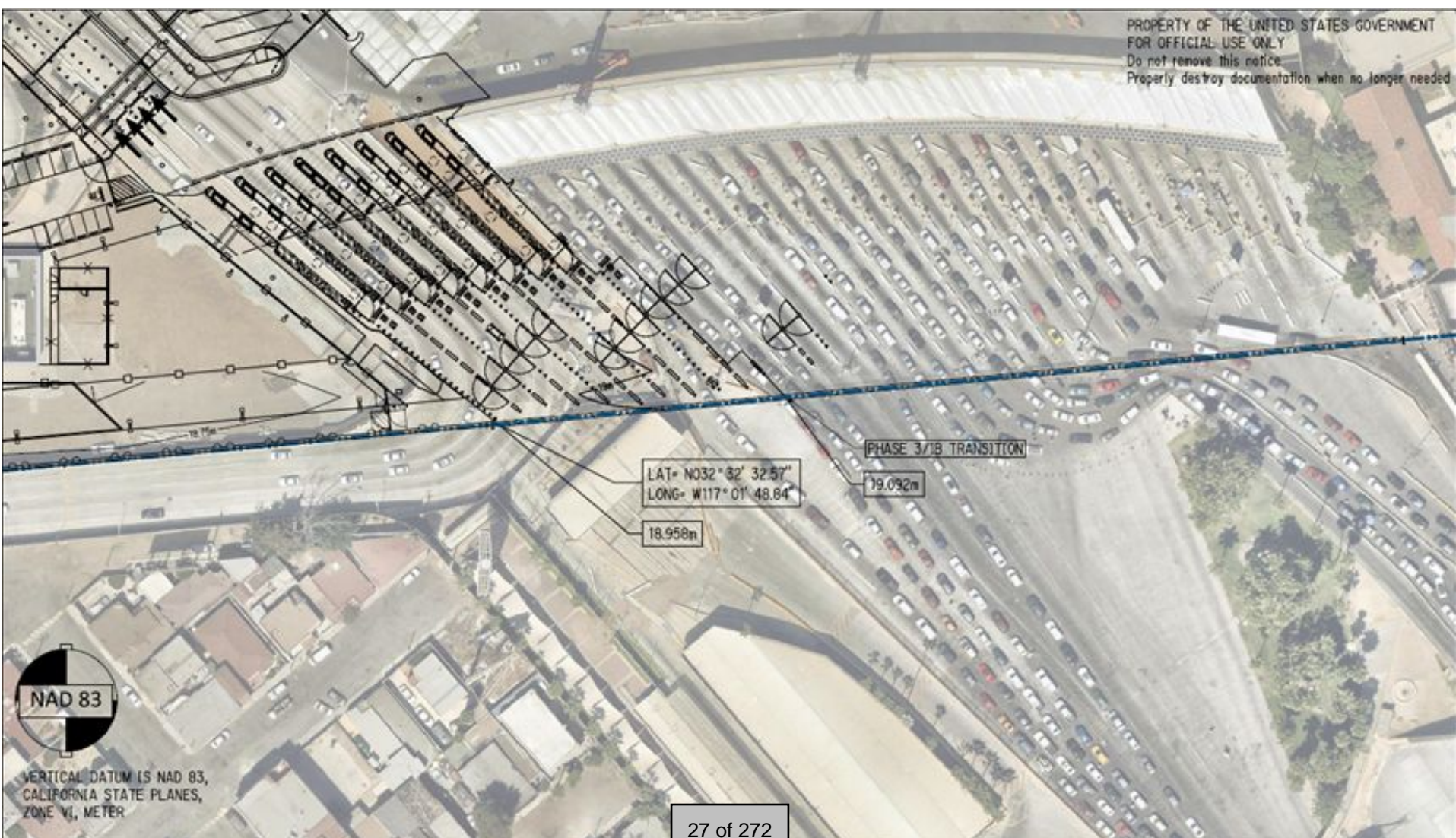
Stage 5 Overview



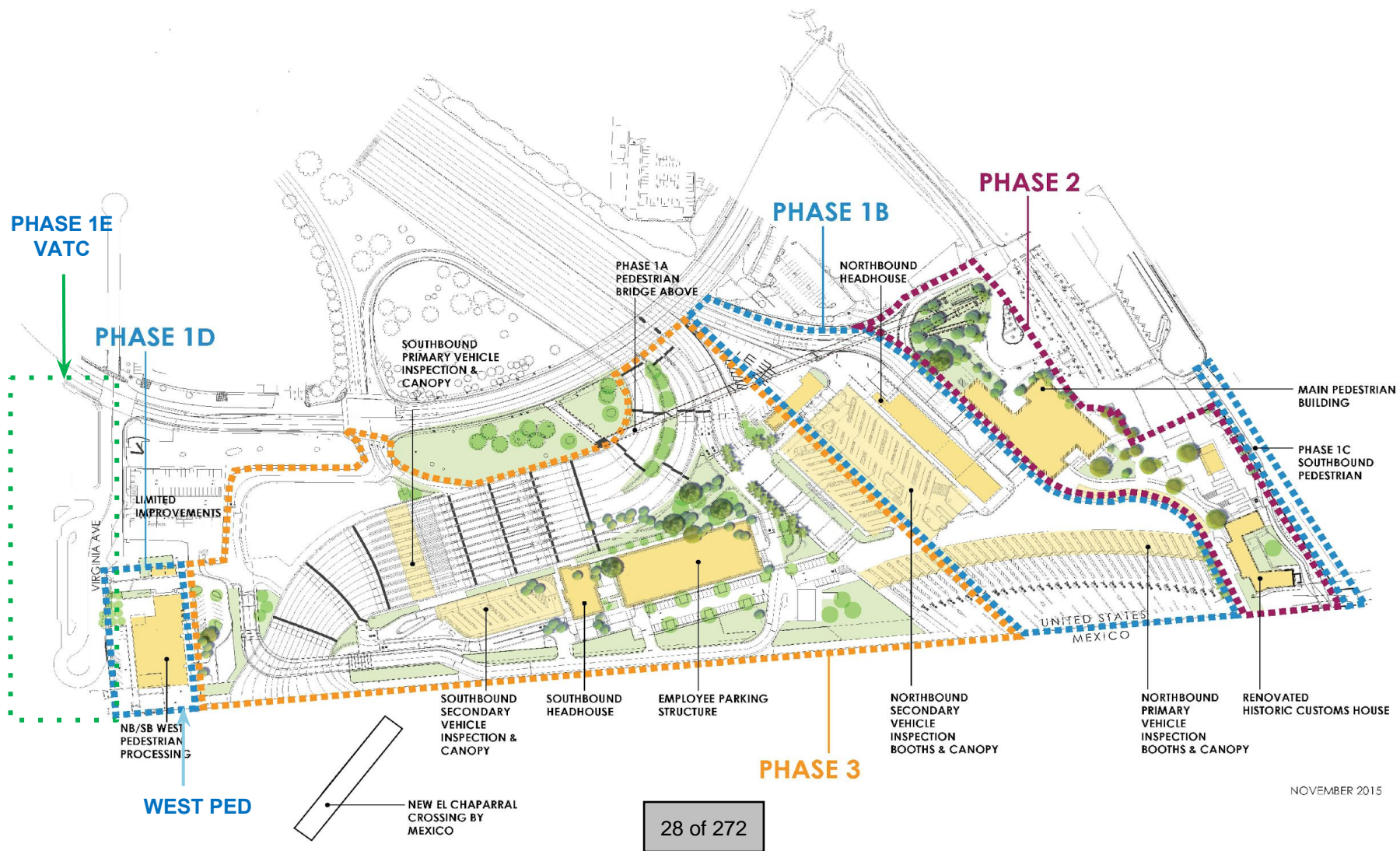
Stage 5 Overview



Project Overview - Additional POV Lanes



Stage 6 and 7 Overview



U.S. Communication Partners

- U.S. General Services Administration
- U.S. Customs & Border Protection
- U.S. Department of State / U.S. Consulate in Tijuana
- County of San Diego
- City of San Diego
- City of Chula Vista
- City of National City
- City of Imperial Beach
- California Department of Transportation (Caltrans)
- San Diego Association of Governments (SANDAG)
- San Diego Metropolitan Transit System (MTS)

Mexican Communication Partners

- Secretaria de Relaciones Externas (SRE)
- Consulado General de México en San Diego
- Secretaria de Comunicaciones y Transportes (SCT)
- Instituto de Administración y Avalúos de Bienes Nacionales (INDAABIN)
- Instituto Nacional de Migracion
- State of Baja California
- City of Tijuana

Communication Channels

- Press Releases
- Media Advisories
- Traffic Advisories
- Fact Sheets
- Stakeholder and Community Meetings
- Social Media Newsfeed Updates
- Respective Agency Websites
- Signage and Posters
- Paid Ads

Stakeholder Outreach

- SANDAG Borders Committee Meeting - June 23, 2017
- Law Enforcement & Emergency Services - July 11, 2017
- Congressional Delegation Briefing - July 13, 2017
- San Ysidro Chamber of Commerce & South Bay Economic Development Council - July 17, 2017
- San Diego Regional Chamber of Commerce - July 18, 2017
- SMART Border Coalition - July 24, 2017
- Otay Mesa Chamber of Commerce - July 25, 2017
- SANDAG Borders Committee - July 28, 2017
- Border Transportation Council - August 8, 2017
- Press Briefing & Tour – September 9
- U.S. Consulate in Tijuana Presentation – TBD
- Presentation to Councilman Alvarez – August 3, 2017
- Government Liaison Group (GLG) Meeting – August 16, 2017
- Community Representatives Committee (CRC) Meeting – August 17, 2017
- Cities of National City and Chula Vista City Council Meetings – September 5th / 12th, 2017

Social Media Collaboration Examples

 **Consulado General de los Estados Unidos en Tijuana**
May 15 at 4:45pm · 🌐

¡Cambios en el acceso peatonal este de la Garita de San Ysidro!

A partir del Lunes 22 de Mayo se reubicara el cruce de peatones en dirección norte, en la parte este de la garita de San Ysidro. Este nuevo cruce temporal de peatones estará localizado dentro del edificio Milo (al norte del actual edificio histórico de Aduanas) y ofrecerá una mayor capacidad de procesamiento de peatones, contando con ocho líneas de inspección. Este nuevo recinto reemplazará el actual cruce de peatones...

[See More](#)



 Tijuana Te Quiero and 1 other Retweeted

SANDAG @SANDAG · 15 Jul 2016

Congrats @US_GSAR9 on #PedWest/Virginia Ave Transit Ctr at #SanYsidro border crossing. Proud to be project partner!



🔄 8 ❤️ 13

Stakeholder Outreach Examples



U.S. General Services Administration Pacific Rim Region in San Ysidro, California.

December 12, 2013 · 🌐

On Tuesday, GSA briefed stakeholders at the Community Representatives Committee meeting in San Ysidro. Special thanks to Casa Familiar for allowing us to use their space at "The Front".



CBP San Diego @CBPSanDiego · 30 Jun 2016

Watch on #Periscope 📺: Media briefing for the new Pedestrian West (PedWest) facility opening July 15 at San Ysidro



USCustoms&BorderProt @CBPSanDiego

Media briefing for the new Pedestrian West (PedWest) facility opening July 15 at San Ysidro — San Diego, CA, Estados Unidos

pscp.tv

What Can You Do?

- Only the southbound 805 & I-5 roadways (below S/R 905) are affected by the roadway closure
- If your plans include travel to Mexico the weekend of 9/23 – 9/25, try to enter Mexico before midnight Friday 9/22
- Consider Transit.

What Can You Do?

- Northbound traffic and pedestrian processing unaffected by the closure
- Stay Local – Play Local.
- If you cannot avoid driving into Mexico between 3:00 AM Saturday 9/23 and 12:00 PM Monday 9/25, allow extra time to get to Mexico.

Stay Informed

- Visit the project website
 - www.gsa.gov/5realign
 - Fact sheets, FAQs, maps, photos & presentations
- Follow the official hashtag
 - #5Realign
- Join the conversation on social media
 - www.facebook.com/gsapacificrimregion
 - www.facebook.com/CityofNationalCity/
 - www.twitter.com/US_GSAR9
 - www.twitter.com/CityOfNatlCity

Questions?

Anthony Kleppe

Land Ports of Entry Program Manager

anthony.kleppe@gsa.gov

Javier Fernandez

Land Ports of Entry Communications Specialist

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Andra Higgs

Regional Public Affairs Officer

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Rich Fallejo

Project Manager

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Ramon Riesgo

Program Specialist

ramon.riesgo@gsa.gov



The following page(s) contain the backup material for Agenda Item: Presentation on National City Safe Routes to School Program & Neighborhood Walk Audits. (Circulate San Diego & Rady Children's Hospital San Diego) (Engineering/Public Works)

Item _____

9/5/2017

**PRESENTATION ON NATIONAL CITY SAFE ROUTES TO SCHOOL PROGRAM
& NEIGHBORHOOD WALK AUDITS**

**(CIRCULATE SAN DIEGO & RADY CHILDREN'S HOSPITAL SAN DIEGO)
(ENGINEERING/PUBLIC WORKS)**

The following page(s) contain the backup material for Agenda Item: Motion of the City Council of the City of National City approving the waiving of the reading of the text of the Ordinances considered at this meeting and providing that such Ordinances shall be introduced and/or adopted after a reading of the title only. (City Clerk)

Item # ____

09/05/17

**MOTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL
CITY APPROVING THE WAIVING OF THE READING OF THE
TEXT OF THE ORDINANCES CONSIDERED AT THIS MEETING
AND PROVIDING THAT SUCH ORDINANCES SHALL BE
INTRODUCED AND/OR ADOPTED AFTER A READING
OF THE TITLE ONLY.**

(City Clerk)

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City: 1) ratifying the acceptance of the California Library Literacy Services (CLLS) Grant of \$18,000 to fund the National City Library's literacy services program for FY2017-18; and 2) authorizing th

CITY OF NATIONAL CITY, CALIFORNIA COUNCIL AGENDA STATEMENT

MEETING DATE: September 5, 2017

AGENDA ITEM NO.:

ITEM TITLE:

Resolution of the City Council of the City of National City: 1) ratifying the acceptance of the California Library Literacy Services (CLLS) Grant of \$18,000 to fund the National City Library's literacy services program for FY2017-18; and 2) authorizing the establishment of a Literacy Services Grant Fund appropriation of \$18,000 and corresponding revenue budget.

PREPARED BY: Lupe Hernandez

PHONE: 619-470-5800

DEPARTMENT: Library

APPROVED BY: 

EXPLANATION:

The CLLS grant is designed to support the Library's literacy services program to English-speaking adults who seek to improve their reading, writing, and math skills. In determining the amount of funding to the libraries that provide literacy services to their communities, the California State Library uses a funding formula that consists of three parts:

1. A *baseline* amount of \$18,000 to provide a minimum level of local literacy staffing and services;
2. A *per capita* amount per adult learner served in the previous year; and
3. A *match* of local funds earmarked for adult literacy services. This local match is fulfilled by a CDBG grant awarded to the Library by the City Council on May 2nd in the amount of \$44,000 to defray the personnel costs of the Literacy Coordinator who oversees the operation of the literacy program.

The CLLS grant is awarded in two installment payments. At this time, the baseline of \$18,000 was provided. The remainder will be sent in the fall after submittal and review of last year's final report in September.

FINANCIAL STATEMENT:

ACCOUNT NO.

320-31339-3463 (Literacy Services Grant) - \$18,000

320-431-339* (Literacy Services Grant) - \$18,000

APPROVED: 

FINANCE

APPROVED:

MIS

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review

ORDINANCE: INTRODUCTION ☐ FINAL ADOPTION ☐

STAFF RECOMMENDATION:

Adopt the resolution.

BOARD / COMMISSION RECOMMENDATION:

Approved by the Library Board of Trustees on August 14, 2017.

ATTACHMENTS:

1. Award Letter
2. Resolution



August 1, 2017

Minh Duong, City Librarian
National City Public Library
1401 National City Boulevard
National City, CA 91950-4401

Dear Ms. Duong:

We're happy to provide funds for the fiscal year that began July 1, to support your California Library Literacy Services program and the important work you, your staff and volunteers do in your community.

The recently signed state budget continues California Library Literacy Services funding at \$4.82 million, a \$2 million increase over the funding level a few years ago.

At this time, we're providing the \$18,000 baseline amount for your program. The remainder will be sent in the fall after a review of the reports you submit to us in September.

There are three parts to the library's funding formula:

1. A *baseline* amount (\$18,000) for each approved literacy program to provide libraries with the funding needed to deliver a minimum level of local literacy staffing and services;
2. A *per capita* amount per adult learner served in the previous year; and
3. A *match* on local funds raised and expended for adult literacy services—reflecting a commitment to a continuing state/local partnership and providing an incentive for increased local support for adult literacy.

The payment process begins once we receive your signed Claim Form (attached). Please direct any questions to: Andrea Freeland @ 916.651.3191 and/or andrea.freeland@library.ca.gov.

NOTE: All claims must be completed and signed in both places and all claims must be mailed to Fiscal Office – must have original signatures to process claims.

Thank you for your willingness to do so much for so many people in need.

Respectfully yours,


Greg Lucas
California State Librarian

cc: Matthew Boatman, Literacy Coordinator
File

Enc.: Claim Form

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City authorizing the Mayor to execute a Grant Subaward Amendment for an additional \$27,689 appropriation and corresponding revenue budget in the total amount of \$246,699 from the FY16 Urban Area Secur

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.:

ITEM TITLE:

Resolution of the City Council of the City of National City authorizing the Mayor to execute a Grant Subaward Amendment for an additional \$27,689 appropriation and corresponding revenue budget in the total amount of \$246,699 from the FY16 Urban Area Security Initiative (UASI) Grant Funds for the reimbursable grant purchase of equipment, planning, and training for the Police and Fire Departments. (Fire)

PREPARED BY: Frank Parra, Director of Emergency Services **DEPARTMENT:** Fire

PHONE: 619-336-4551

APPROVED BY: _____

EXPLANATION:

On February 7, 2017, the City Council passed Resolution # 2017-12 that authorized the establishment of an appropriation and corresponding revenue budget in the amount of \$219,010 from the FY16 Urban Area Security Initiative (UASI) Grant Funds. The bulk of the appropriation (\$200,000) was to be used to upgrade three radio consoles to the new P25 MC7500 consoles at National City Police Dispatch. Subsequent to the original grant request, a new revised/updated quotes were received from Motorola that increased the costs by \$27,689. As a result, a new total appropriation of \$246,699 is warranted. The original \$10,000 toward planning and \$9,010 for training for the Fire and Police Departments will remain the same.

FINANCIAL STATEMENT:

APPROVED: _____ **FINANCE**

ACCOUNT NO.

APPROVED: _____ **MIS**

Expenditure Account: 282-411-937-515-0000 Communication Equipment - \$227,689, 282-411-937-226-0000 Training - \$4,505, 282-412-937-226-0000 Training - \$4,505, 282-412-937-502-0000 Computer Equipment - \$10,000
Revenue Account: 282-11937-3498 - \$232,194 & 282-12937-3498 - \$14,505. No City match required.

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: **INTRODUCTION** ☐ **FINAL ADOPTION** ☐

STAFF RECOMMENDATION:

Adopt the resolution.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

1. Resolution # 2017-12
2. Grant Subaward Amendment Form
3. Resolution

RESOLUTION NO. 2017 – 12

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY
AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN
THE CITY OF SAN DIEGO OFFICE OF HOMELAND SECURITY AND
THE CITY OF NATIONAL CITY FOR THE DISTRIBUTION OF FISCAL YEAR 2016
URBAN AREA SECURITY INITIATIVE GRANT FUNDS, AND AUTHORIZING
THE ESTABLISHMENT OF AN APPROPRIATION AND CORRESPONDING
REVENUE BUDGET IN THE GRANT AMOUNT OF \$219,010 FOR
THE REIMBURSABLE GRANT PURCHASE OF EQUIPMENT, PLANNING,
AND TRAINING FOR THE POLICE AND FIRE DEPARTMENTS

WHEREAS, the Urban Area Security Initiative ("UASI") Grant Program provides funding for equipment, planning, and training necessary to respond to natural or man-made disasters or terrorism incidents that may occur in the San Diego urban area; and

WHEREAS, the City of National City is required to execute an Agreement for the distribution of Fiscal Year 2016 UASI grant funds with the City of San Diego Office of Homeland Security that documents the roles, responsibilities, and expectations at the local, State, and federal levels, and ensures that the City of National City, as a participant in the program, agrees to meet the State and federal requirements; and

WHEREAS, the Agreement provides the City with UASI grant funds in the amount of \$219,010, and requires the City to incur expenses for equipment, planning, and training for police and fire personnel, and then apply for reimbursement.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of National City hereby authorizes the Mayor to execute an Agreement with the City of San Diego Office of Homeland Security for the distribution of Fiscal Year 2016 Urban Area Security Initiative grant funds in the amount of \$219,010 for the reimbursable purchase of equipment, planning, and training for the Police and Fire Departments. Said Agreement is on file in the office of the City Clerk.

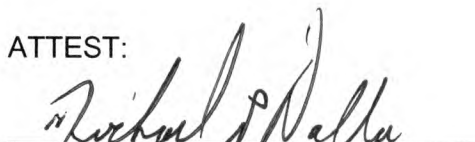
BE IT FURTHER RESOLVED that staff is directed to request reimbursement of funds in the amount of \$219,010 from the Fiscal Year 2016 Urban Area Security Initiative Grant Program.

BE IT FURTHER RESOLVED that the City Council of the City of National City authorizes the establishment of an appropriation and corresponding revenue budget in the amount of \$219,010.


PASSED and ADOPTED this 7th day of February, 2017.


Ron Morrison, Mayor

ATTEST:


Michael R. Dalla, City Clerk

APPROVED AS TO FORM:


George H. Eiser, III
Interim City Attorney

Passed and adopted by the Council of the City of National City, California, on February 7, 2017 by the following vote, to-wit:

Ayes: Councilmembers Cano, Mendivil, Morrison, Rios, Sotelo-Solis.

Nays: None.

Absent: None.

Abstain: None.

AUTHENTICATED BY: RON MORRISON
Mayor of the City of National City, California



Richard D. Palla
City Clerk of the City of National City, California

By: _____
Deputy

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of RESOLUTION NO. 2017-12 of the City of National City, California, passed and adopted by the Council of said City on February 7, 2017.

City Clerk of the City of National City, California

By: _____
Deputy

City of San Diego Office of Homeland Security

GRANT SUBAWARD AMENDMENT

DATE

GRANT NAME

Federal Grant #

CalOES #

Amendment #

Project #

DUNS#

Performance Period

to

This amendment is between the City of San Diego Office of Homeland Security, hereafter called OHS, and the Grant Subrecipient:

--

Subrecipient (Certification and Signature of Authorized Agent)

By (Authorized Signature)	Date
Printed Name	Title
Address	
Mail Original Signed form to OHS: 1010 Second Avenue, Suite 1500, San Diego, CA 92101	

For OHS use only

I hereby certify upon my own personal knowledge that budgeted funds are available for the period and purpose of the expenditure stated above

Signature of OHS Program Manager

Date

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City authorizing an appropriation increase and corresponding revenue budget increase in the amount of \$163,000 for the EsGil Corporation for building plan check services for FY-2017. (Building/Fire)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.:

ITEM TITLE:

Resolution of the City Council of the City of National City authorizing an appropriation increase and corresponding revenue budget increase in the amount of \$163,000 for the EsGil Corporation for building plan check services for FY-2017. (Building/Fire)

PREPARED BY: Frank Parra, Director of Emergency Services **DEPARTMENT:** Building and Fire

PHONE: 619-336-4551

APPROVED BY: _____

EXPLANATION:

On September 20, 2016, the City Council adopted Resolution # 2016-150 approving an agreement between EsGil Corporation for building plan check services, including the not to exceed amount of \$800,000 for a term of three years. The National City Building and Fire Departments has seen a continued increase in submittals for Plan checks and Inspections. This trend began in 2015-16 and continues into this year. In FY-2017, an initial appropriation of \$400,000 was budgeted. The initial appropriation was exceeded by \$163,000. As a result, this request is to authorize an appropriation increase and corresponding revenue budget increase in the amount of \$163,000 for FY-2017. The expense is completely offset by revenue collected at the time of plan submittals.

FINANCIAL STATEMENT:

APPROVED: _____ **FINANCE**

ACCOUNT NO.

APPROVED: _____ **MIS**

120-00000-3545 (Plan Check Revolving Fund) - \$163,000.00

120-412-028-213-0000 (Professional Services) - \$163,000.00

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: **INTRODUCTION** ☐ **FINAL ADOPTION** ☐

STAFF RECOMMENDATION:

Adopt the resolution.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

1. Resolution # 2016-150
2. Resolution

RESOLUTION NO. 2016 –150

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY
AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN
THE CITY OF NATIONAL CITY AND ESGIL CORPORATION TO PROVIDE
ON-CALL PLAN REVIEWS, PERMIT PROCESSING, CONSTRUCTION
INSPECTIONS, CODE ENFORCEMENT SERVICES, AND RELATED SERVICES
FOR VARIOUS CITY DEPARTMENTS, INCLUDING BUT NOT LIMITED TO,
BUILDINGS, FIRE, AND ENGINEERING, FOR A NOT TO EXCEED
AMOUNT OF \$800,000 PER YEAR FOR A TERM OF THREE YEARS

WHEREAS, on April 30, 2013, the City issued to 30 firms a Request for Proposal for on-call services to provide assistance with permit processing, plan reviews, construction inspections, and code enforcement services for various City departments, including but not limited to, Building, Fire, and Engineering; and

WHEREAS, EsGil Corporation ("EsGil") was found to be the most qualified to provide these services to the City; and

WHEREAS, on August 6, 2013, the City Council adopted Resolution No. 2013-112, entering into an Agreement with Esgil Corporation for the total not-to-exceed amount of \$300,000 per year for three years for plan reviews, and \$100,000 per year for three years for all other services, for a total not-to-exceed amount of \$400,000 per year for on-call services to provide assistance with permit processing, plan reviews, construction inspections, and code enforcement services for various City departments, including but not limited to, Building, Fire, and Engineering for a term of three (3) years; and

WHEREAS, over the last two years, the City has experienced a continued increase in submittals for plan checks and inspections that have exhausted the initial appropriations of \$300,000 for plan reviews, and \$100,000 for services outside of plan reviews; and

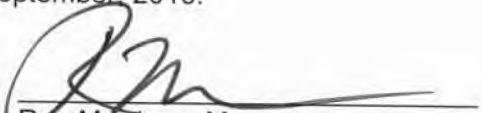
WHEREAS, the City and Esgil desire to enter into a new agreement not to exceed \$800,000 per year for a period of three years with an option to extend the term of the agreement by one year with no more than three extensions; and

WHEREAS, the Agreement will be funded by fees collected, developer deposits, and various capital improvement projects.

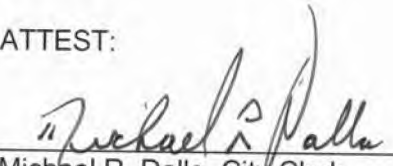
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of National City hereby authorizes the Mayor to execute a three-year Agreement with EsGil Corporation in the not-to-exceed amount of \$800,000 per year to provide on-call assistance with permit processing, plan reviews, construction inspections, and code enforcement services for various City departments, including but not limited to, Building, Fire and Engineering.

[Signature Page to Follow]

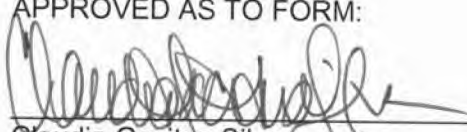
PASSED and ADOPTED this 20th day of September, 2016.


Ron Morrison, Mayor

ATTEST:


Michael R. Dalla, City Clerk

APPROVED AS TO FORM:


Claudia Gacitua Silva
City Attorney

Passed and adopted by the Council of the City of National City, California, on September 20, 2016 by the following vote, to-wit:

Ayes: Councilmembers Cano, Mendivil, Morrison, Rios.

Nays: None.

Absent: Councilmember Sotelo-Solis.

Abstain: None.

AUTHENTICATED BY: RON MORRISON
Mayor of the City of National City, California



Richard L. Hall
City Clerk of the City of National City, California

By: _____
Deputy

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of RESOLUTION NO. 2016-150 of the City of National City, California, passed and adopted by the Council of said City on September 20, 2016.

City Clerk of the City of National City, California

By: _____
Deputy

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City authorizing the acceptance of a \$5,000 check from Jesus The Great I Am Church Inc. on behalf of the National City Fire Department for the purchase of three Automatic External Defibrillators (AEDs

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.:

ITEM TITLE:

Resolution of the City Council of the City of National City authorizing the acceptance of a \$5,000 check from Jesus The Great I Am Church Inc. on behalf of the National City Fire Department for the purchase of three Automatic External Defibrillators (AEDs), and authorizing the establishment of an appropriation and corresponding revenue budget. (Fire)

PREPARED BY: Frank Parra, Director of Emergency Svcs. **DEPARTMENT:** Fire

PHONE: 619-336-4551

APPROVED BY: 

EXPLANATION:

On July 22, 2017, the National City Fire Department met with members of Jesus The Great I Am Church Inc. At that time, the church pastor and members presented a \$5,000 check to the National City Fire Department. Jesus The Great I Am Church Inc. is a church with their business address in San Diego, but they have Sunday services in National City and are looking for a location for the church in National City. One of their missions is to support local communities in various aspects where help is needed. The National City Fire Department would like to purchase three (3) Automatic External Defibrillators (AEDs) for City facilities.

FINANCIAL STATEMENT:

APPROVED: 

FINANCE

ACCOUNT NO.

001-00000-3637 (Donations) - \$5,000.00

001-412-125-305-0000 (Medical Supplies) - \$5,000.00

Authorizing the acceptance of Jesus The Great I Am Church Inc. funds of \$5,000.00 and the establishment of General Fund appropriations of \$5,000.00 and corresponding revenue budget to purchase three (3) AEDs with no matching funds required.

APPROVED: _____

MIS

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: INTRODUCTION ☐ FINAL ADOPTION ☐

STAFF RECOMMENDATION:

Adopt the resolution.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

1. Resolution

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City, 1) awarding a contract to Dick Miller, Inc. in the not-to-exceed amount of \$939,939.93 for the Citywide Alley Improvements Project, CIP No. 16-11; 2) authorizing a 15% contingency in the amount

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.

ITEM TITLE:

Resolution of the City Council of the City of National City, 1) awarding a contract to Dick Miller, Inc. in the not-to-exceed amount of \$939,939.93 for the Citywide Alley Improvements Project, CIP No. 16-11; 2) authorizing a 15% contingency in the amount of \$140,990.99 for any unforeseen changes; and 3) authorizing the Mayor to execute the contract.

PREPARED BY: Jose Lopez, Assistant Engineer - Civil

PHONE: 619-336-4312

DEPARTMENT: Engineering/Public Works

APPROVED BY:



EXPLANATION:

See attached.

FINANCIAL STATEMENT:

APPROVED:  Finance

APPROVED: _____ MIS

ACCOUNT NO.

Contract Award (funds available through prior City Council appropriations)

001-409-500-598-6035: \$600,000.00

001-409-500-598-6573: \$339,939.93

15% Contingency (funds available through prior City Council appropriations)

001-409-500-598-6573: \$140,990.99

No additional appropriations required.

ENVIRONMENTAL REVIEW:

CEQA Notice of Categorical Exemption will be filed with County Recorder's Office prior to starting construction.

ORDINANCE: **INTRODUCTION:** ☐ **FINAL ADOPTION:** ☐

STAFF RECOMMENDATION:

Adopt Resolution awarding a contract to Dick Miller, Inc. in the not-to-exceed amount of \$939,939.93 for the Citywide Alley Improvements Project, CIP No. 16-11.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Explanation w/ Exhibit
2. Bid Opening Summary
3. Three Lowest Bidders Summary
4. Resolution

EXPLANATION

The project includes reconstructing eight existing alleys subject to drainage issues with new concrete alleys, recompact / soil stabilization for two dirt alleys (see Locations 10 and 11 on the attached project location map), and installation of pedestrian curb ramps for American with Disabilities Act (ADA) compliance.

On August 2, 2017, the bid solicitation was posted on PlanetBids, a free public electronic bidding system for contractors. On August 3, 2017 and August 10, 2017, the bid solicitation was advertised in local newspapers.

On August 22, 2017, six (6) bids were received electronically on PlanetBids by the 11:00 a.m. deadline. Bid results were available immediately after the 11:00 a.m. deadline. Dick Miller, Inc. was the apparent lowest bidder with a total bid amount of \$939,939.93 as the basis of award. Upon review of all documents submitted, Dick Miller, Inc.'s bid was deemed responsive, and they are the lowest responsible bidder qualified to perform the work as described in the project specifications.

Therefore, staff recommends awarding a contract to Dick Miller, Inc. in the not-to-exceed amount of \$939,939.93.

Staff also recommends authorizing a 15% contingency in the amount of \$140,990.99 to address any unforeseen conditions that may arise.

Attached are the bid opening summary sheet and a line item summary of the three lowest bidders for reference.

The contractor will determine construction phasing (i.e. which alleys are completed first, second, third, etc.) Construction is estimated to be completed in March 2018. Updates will be provided on the City's CIP website at: nationalcityprojects.com.

Project Location Map





BID OPENING RESULTS

NAME: CITYWIDE ALLEY IMPROVEMENTS PROJECT
CIP NO: 16-11
DATE: Tuesday, August 22, 2017
TIME: 11:00 A.M.
ESTIMATE: \$1,000,000
PROJECT ENGINEER: Kuna Muthusamy, P.E.

NO.	BIDDER'S NAME	BID AMOUNT*	ADDENDA	BID SECURITY - BOND
1.	Dick Miller, Inc. 930 Boardwalk Suite H San Marcos, CA 92078	\$939,939.93	N/A	Bond
2.	Crest Equipment, Inc. 161 Scottford Dr El Cajon, CA 92021	\$982,742.50	N/A	Bond
3.	Tri-Group Construction and Development, Inc. 9580 Black Mountain Rd. Suite L, San Diego, CA 92126	\$984,775.00	N/A	Bond
4.	Palm Engineering Construction Company, Inc. 7330 Opportunity Rd #J San Diego, CA 92111	\$992,350.00	N/A	Bond
5.	PAL General Engineering, Inc. 10675 Treena Street, Suite 103 San Diego, CA 92131	\$1,064,003.00	N/A	Bond
6.	C.S. Legacy Construction, Inc. 1461 S East End Ave Pomona, CA 91766	\$1,259,195.00	N/A	Bond

*If an additive, alternate or additive/alternate bid items are called for in the Contract Documents, the sum of the base bid and all additive, alternate and additive/alternate bids, if any, shall be used to determine the lowest responsive bid.

** Bids are being reviewed for responsiveness.

Bid Results for Project Citywide Alley Improvements Project, CIP No. 16-11

				Dick Miller Inc. Inc.		Crest Equipment, Inc.		Tri Group Construction	
Item No.	Description	Unit	Qty.	Unit Price	Extension (Quantity x Unit Price)	Unit Price	Extension (Quantity x Unit Price)	Unit Price	Extension (Quantity x Unit Price)
Base Bid									
1	Mobilization	LS	1	\$45,811.00	\$45,811.00	\$30,000.00	\$30,000.00	\$29,000.00	\$29,000.00
2	Water Quality Control	LS	1	\$8,900.00	\$8,900.00	\$10,000.00	\$10,000.00	\$14,000.00	\$14,000.00
3	Traffic Control	LS	1	\$21,954.00	\$21,954.00	\$7,500.00	\$7,500.00	\$21,000.00	\$21,000.00
4	Clear and Grub	LS	1	\$48,703.93	\$48,703.93	\$19,750.00	\$19,750.00	\$80,000.00	\$80,000.00
5	Unclassified Excavation	LS	1	\$89,000.00	\$89,000.00	\$38,500.00	\$38,500.00	\$80,000.00	\$80,000.00
6	Remove and Re-Install Signs	EA	4	\$125.00	\$500.00	\$400.00	\$1,600.00	\$250.00	\$1,000.00
7	Construction Survey	LS	1	\$14,500.00	\$14,500.00	\$42,000.00	\$42,000.00	\$34,000.00	\$34,000.00
8	Construct 7.5" Concrete Pavement over 4" Base	SF	26,400	\$9.95	\$262,680.00	\$12.25	\$323,400.00	\$10.50	\$277,200.00
9	Construct 7.0" Concrete Pavement over 4" Base	SF	18,400	\$9.75	\$179,400.00	\$11.75	\$216,200.00	\$10.00	\$184,000.00
10	Construct 7.5" Concrete Alley Apron per SDRSD G-17	SF	1,490	\$12.50	\$18,625.00	\$10.25	\$15,272.50	\$10.50	\$15,645.00
11	Construct 7.0" Concrete Alley Apron per SDRSD G-17	SF	2,620	\$12.30	\$32,226.00	\$9.75	\$25,545.00	\$10.00	\$26,200.00
12	Construct Concrete Swale per SDRSD G-13	SF	2,140	\$5.50	\$11,770.00	\$15.00	\$32,100.00	\$10.50	\$22,470.00
13	Construct Rip Rap per SDRSD D-40	LS	1	\$3,900.00	\$3,900.00	\$4,500.00	\$4,500.00	\$4,000.00	\$4,000.00

				Dick Miller Inc. Inc.		Crest Equipment, Inc.		Tri Group Construction	
Item No.	Description	Unit	Qty.	Unit Price	Extension (Quantity x Unit Price)	Unit Price	Extension (Quantity x Unit Price)	Unit Price	Extension (Quantity x Unit Price)
14	Construct Alley Cutoff Wall per SDRSD G-23	LS	1	\$2,350.00	\$2,350.00	\$4,800.00	\$4,800.00	\$6,000.00	\$6,000.00
15	Grind and Overlay	SF	1,900	\$6.75	\$12,825.00	\$7.00	\$13,300.00	\$7.50	\$14,250.00
16	Construct and Recompact Soil with Binder	SF	9,530	\$4.50	\$42,885.00	\$1.50	\$14,295.00	\$4.50	\$42,885.00
17	Construct Retaining Curb	LF	105	\$59.00	\$6,195.00	\$95.00	\$9,975.00	\$55.00	\$5,775.00
18	Construct Curb Ramp Type D per SDRSD G-31	EA	23	\$3,350.00	\$77,050.00	\$3,675.00	\$84,525.00	\$2,500.00	\$57,500.00
19	Construct 6" Curb per SDRSD G-1	LF	190	\$34.00	\$6,460.00	\$39.00	\$7,410.00	\$30.00	\$5,700.00
20	Construct Rolled Curb	LF	45	\$49.00	\$2,205.00	\$46.00	\$2,070.00	\$70.00	\$3,150.00
21	Filterra Unit	EA	2	\$21,000.00	\$42,000.00	\$35,000.00	\$70,000.00	\$25,500.00	\$51,000.00
22	Field Orders	LS	1	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00
				Grand Total	\$939,939.93		\$982,742.50		\$984,775.00

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City, 1) awarding a contract to Eagle Paving Company, Inc. in the not-to-exceed amount of \$1,158,297.70 for the Citywide Pedestrian Midblock Crossing Enhancements Project, CIP No. 17-05; 2) authorizin

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.

ITEM TITLE:

Resolution of the City Council of the City of National City, 1) awarding a contract to Eagle Paving Company, Inc. in the not-to-exceed amount of \$1,158,297.70 for the Citywide Pedestrian Midblock Crossing Enhancements Project, CIP No. 17-05; 2) authorizing a 15% contingency in the amount of \$173,744.66 for any unforeseen changes; and 3) authorizing the Mayor to execute the contract.

PREPARED BY: Jose Lopez, Assistant Engineer - Civil

PHONE: 619-336-4312

DEPARTMENT: Engineering/Public Works

APPROVED BY: _____

EXPLANATION:

See attached.



FINANCIAL STATEMENT:

APPROVED: _____ **Finance**

ACCOUNT NO.

APPROVED: _____ **MIS**

Contract Award (funds available through prior City Council appropriations)

296-409-500-598-6583: \$625,230.00

296-409-500-598-6581: \$500,000

001-409-500-598-6573: \$33,067.70

15% Contingency (funds available through prior City Council appropriations)

001-409-500-598-6573: \$173,744.66

No additional appropriations required.]

ENVIRONMENTAL REVIEW:

Caltrans Determination of Categorical Exclusion under 23 CFR 771.117(c): activity (c)(27), approved May 8, 2017

ORDINANCE: ☐ **INTRODUCTION:** ☐ **FINAL ADOPTION:** ☐

STAFF RECOMMENDATION:

Adopt Resolution awarding a contract to Eagle Paving Company, Inc. in the not-to-exceed amount of \$1,158,297.70 for the Citywide Pedestrian Midblock Crossing Enhancements Project, CIP No. 17-05.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Explanation w/ Exhibits
2. Bid Opening Summary
3. Three Lowest Bidders Summary
4. Resolution

EXPLANATION

This project includes the following safety enhancements (see attached Project Location Map):

- 1) Replace existing safety light fixtures with new LED fixtures at 30 signalized intersections Citywide;
- 2) Install pedestrian level LED street lights at 16 midblock crosswalks; and
- 3) Implement pedestrian safety enhancements such as Americans with Disabilities Act (ADA) curb ramps, corner bulb-outs, sidewalks, and solar powered flashing crosswalk signs at 6 midblock crosswalks.

On July 27, 2017, the bid solicitation was posted on PlanetBids, a free public electronic bidding system for contractors. On July 28, 2017 and August 3, 2017, the bid solicitation was advertised in local newspapers.

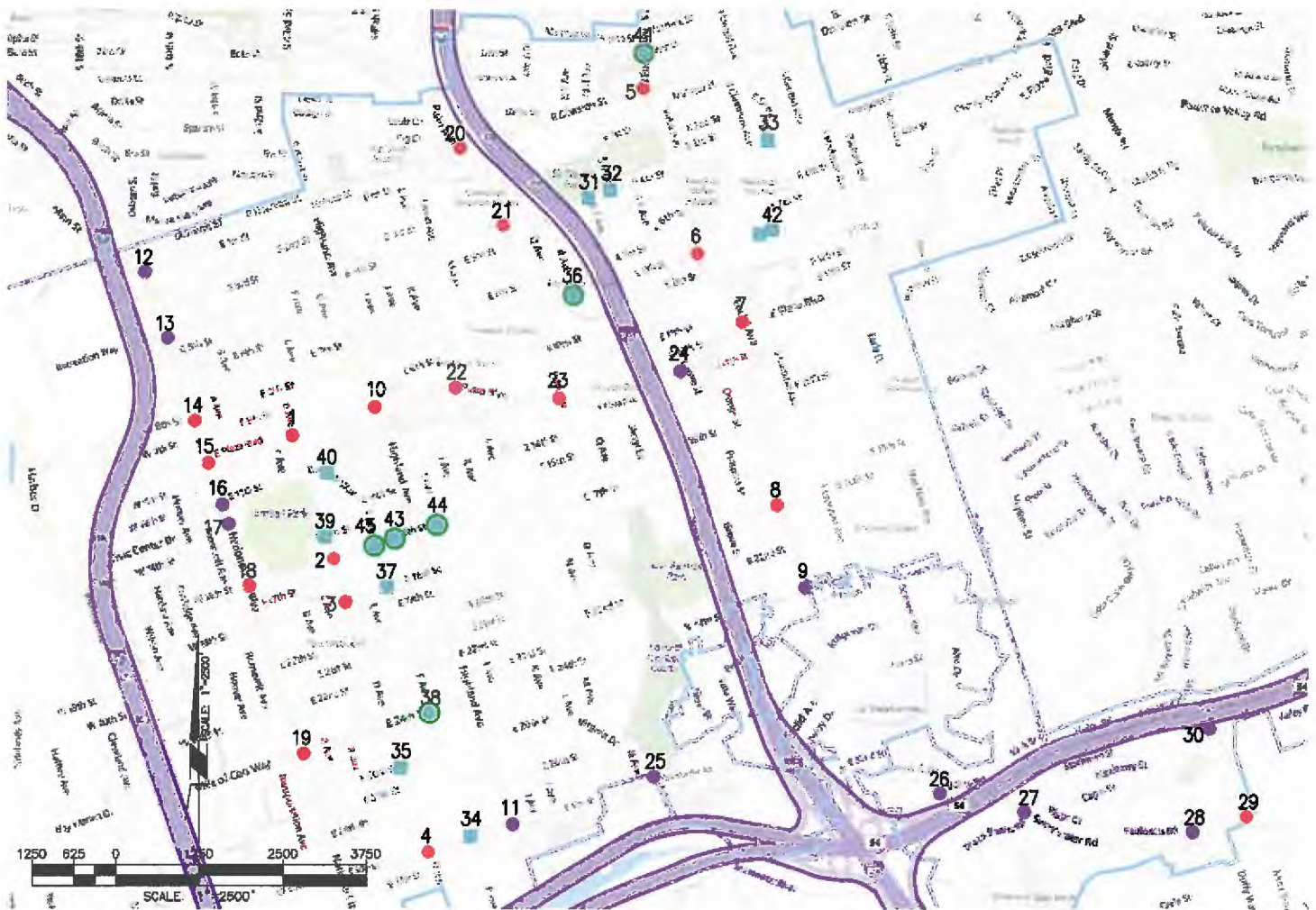
On August 21, 2017, four (4) bids were received by the 1:00 p.m. deadline, opened and publicly disclosed. Bid results were made available the next business day, August 22, 2017. Eagle Paving Company, Inc. was the apparent lowest bidder with a total bid amount of \$1,158,297.70 as the basis of award. Upon review of all documents submitted, Eagle Paving Company, Inc.'s bid was deemed responsive, and they are the lowest responsible bidder qualified to perform the work as described in the project specifications.

Therefore, staff recommends awarding a contract to Eagle Paving Company, Inc. in the not-to-exceed amount of \$1,158,297.70.

Staff also recommends authorizing a 15% contingency in the amount of \$173,744.66 to address any unforeseen conditions that may arise.

Attached are the bid opening summary sheet and a line item summary of the three lowest bidders for reference.

Construction is estimated to be completed in March 2018.



LEGEND

- SIGNALIZED LOCATION (CM:S2)
- MIDBLOCK LOCATION (CM:R38)
- PROPOSED POPOUTS (CM:R38)
- CITY BOUNDARY
- CALTRANS RIGHT OF WAY

*NOTE: ALL PROPOSED WORK IS WITHIN CITY RIGHT OF WAY

Int. #	Signalized Intersection
1	D Ave & Plaza Blvd
2	D Ave & 16th St
3	D Ave & 18th St
4	D Ave & 20th St
5	Euclid Ave & Division St
6	Euclid Ave & 8th St
7	Euclid Ave & Plaza Blvd
8	Euclid Ave & 23th St
9	Euclid Ave & 24th St
10	Highland Ave & Plaza Blvd
11	Highland Ave & 30th St
12	National City Blvd & 1st St
13	National City Blvd & 4th St
14	National City Blvd & 8th St
15	National City Blvd & Plaza Blvd

Int. #	Midblock Crossing
31	4th & T Ave
32	4th & U Ave
33	4th & S. Drexel Ave
34	30th & F Ave
35	D Ave & 26th St
36	8th & R Ave
37	18th & F Ave

Int. #	Signalized Intersection
16	National City Blvd & 12th St
17	National City Blvd & Civic Center Dr
18	National City Blvd & 16th St
19	National City Blvd & Mile of Cars Wy
20	Palm Ave & Division Rd
21	Palm Ave & 4th St
22	Plaza Blvd & L Ave
23	Plaza Blvd & Palm Ave
24	Plaza Blvd & Grove St
25	Sweetwater Rd & Valley Rd
26	Sweetwater Rd & Plaza Bonita Rd/Stockman St
27	Sweetwater Rd & Calmoor St
28	Sweetwater Rd & Plaza Bonita Centerway
29	Plaza Bonita Centerway & Valley Rd

Int. #	Midblock Crossing
38	24th & F Ave
39	D Ave & 15th St
40	Kimball Way & E Ave
41	Euclid Ave & Beta St
42	8th & Burden Dr (2)
43	16th & G Ave
44	18th & I Ave
45	16th & F Ave

PROPOSED LED SAFETY LIGHTING:



TYPICAL AT SIGNALIZED LOCATIONS

PROPOSED MIDBLOCK CONFIGURATIONS:



PROPOSED LED STREET LIGHTING
PROPOSED CURB POPOUTS AT SIX LOCATIONS

PROPOSED CONDITIONS

CITY OF NATIONAL CITY
COUNTERMEASURES: S2 AND R38
2015 HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP)

ATTACHMENT

3-2



BID OPENING RESULTS

NAME: CITYWIDE PEDESTRIAN MIDBLOCK CROSSING
ENHANCEMENTS
CIP NO: 17-05
DATE: Monday, August 21, 2017
TIME: 1:00 P.M.
ESTIMATE: \$950,000
PROJECT ENGINEER: Kuna Muthusamy, P.E.

NO.	BIDDER'S NAME	BID AMOUNT*	ADDENDA #1	BID SECURITY - BOND
1.	Eagle Paving Company, Inc. 13915 Danielson St. #201 Poway, CA 92064	\$1,158,297.70**	Yes	Bond
2.	Palm Engineering Construction Company, Inc. 7330 Opportunity Rd #J San Diego, CA 92111	\$1,386,070.00	Yes	Bond
3.	PAL General Engineering, Inc. 10675 Treena Street, Suite 103 San Diego, CA 92131	\$1,423,944.00	Yes	Bond
4.	Tri-Group Construction and Development, Inc. 9580 Black Mountain Rd. Suite L, San Diego, CA 92126	\$1,520,830.00	Yes	Bond

*If an additive, alternate or additive/alternate bid items are called for in the Contract Documents, the sum of the base bid and all additive, alternate and additive/alternate bids, if any, shall be used to determine the lowest responsive bid.

**Final bid amount changed based on review of "Quantity x Unit Price" for individual line items of work.

Bid Results for Citywide Pedestrian Midblock Crossing Enhancements, CIP No. 17-05

				Eagle Paving Company, Inc.		Palm Engineering Construction Company, Inc.		PAL General Engineering, Inc	
Item No.	Description	Unit	Qty.	Unit Price	Extension (Quantity x Unit Price)	Unit Price	Extension (Quantity x Unit Price)	Unit Price	Extension (Quantity x Unit Price)
Base Bid - General									
1	Mobilization / Demobilization	LS	1	\$15,000.00	\$15,000.00	\$50,000.00	\$50,000.00	\$10,000.00	\$10,000.00
2	Clearing and Grubbing	LS	1	\$34,000.00	\$34,000.00	\$50,000.00	\$50,000.00	\$112,560.00	\$112,560.00
3	Traffic Control	LS	1	\$46,000.00	\$46,000.00	\$40,000.00	\$40,000.00	\$85,000.00	\$85,000.00
4	Water Pollution Control	LS	1	\$3,000.00	\$3,000.00	\$10,000.00	\$10,000.00	\$4,600.00	\$4,600.00
5	Construction Staking Surveying	LS	1	\$11,150.00	\$11,150.00	\$15,000.00	\$15,000.00	\$11,150.00	\$11,150.00
6	Unclassified Excavation	LS	1	\$5,000.00	\$5,000.00	\$120,000.00	\$120,000.00	\$62,877.00	\$62,877.00
7	Unsuitable Material	CY	200	\$25.00	\$5,000.00	\$80.00	\$16,000.00	\$95.00	\$19,000.00
8	Sawcut	LF	710	\$3.00	\$2,130.00	\$3.00	\$2,130.00	\$5.00	\$3,550.00
9	Construct 6" Type G-2 Curb per SDRSD G-1	LF	220	\$27.37	\$6,021.40	\$35.00	\$7,700.00	\$22.00	\$4,840.00
10	Construct 6" Type G-2 Curb & Gutter per SDRSD G-2	LF	450	\$37.92	\$17,064.00	\$35.00	\$15,750.00	\$35.00	\$15,750.00
11	Construct 6" Type B-3 Median Curb per SDRSD G-8 on Existing Asphalt	LF	310	\$19.16	\$5,939.60	\$30.00	\$9,300.00	\$40.00	\$12,400.00
12	Construct 6" PCC Pavement Over Existing Asphalt	SF	1400	\$8.81	\$12,334.00	\$10.00	\$14,000.00	\$10.00	\$14,000.00
13	Hot Mix Asphalt	TON	580	\$135.00	\$78,300.00	\$150.00	\$87,000.00	\$125.00	\$72,500.00
14	Class 2 Aggregate Base	TON	1720	\$29.00	\$49,880.00	\$50.00	\$86,000.00	\$40.00	\$68,800.00
15	Construct 4" PCC Sidewalk per SDRSD G-7 and G-9	SF	6320	\$6.86	\$43,355.20	\$7.00	\$44,240.00	\$7.00	\$44,240.00
16	Construct Curb Ramp per G-31 with Yellow Truncated Domes per SDRSD G-30	EA	21	\$1,071.00	\$22,491.00	\$4,200.00	\$88,200.00	\$3,150.00	\$66,150.00
17	Construct PCC Driveway per SDRSD G-14	SF	70	\$9.50	\$665.00	\$15.00	\$1,050.00	\$35.00	\$2,450.00
18	Construct PPC Cross Gutter	SF	550	\$9.40	\$5,170.00	\$15.00	\$8,250.00	\$11.00	\$6,050.00
19	Furnish and Install Curb Channel	LF	320	\$68.10	\$21,792.00	\$300.00	\$96,000.00	\$85.00	\$27,200.00
20	Furnish and Install Yellow Truncated Domes per SDRSD G-30	EA	4	\$488.00	\$1,952.00	\$600.00	\$2,400.00	\$1,500.00	\$6,000.00

Bid Results for Citywide Pedestrian Midblock Crossing Enhancements, CIP No. 17-05

Item No.	Description	Unit	Qty.	Eagle Paving Company, Inc.		Palm Engineering Construction Company, Inc.		PAL General Engineering, Inc	
				Unit Price	Extension (Quantity x Unit Price)	Unit Price	Extension (Quantity x Unit Price)	Unit Price	Extension (Quantity x Unit Price)
21	Furnish and Install 6' Vehicle Detector Loop per Caltrans Standard Plan ES-5B	EA	1	\$990.00	\$990.00	\$2,000.00	\$2,000.00	\$1,035.00	\$1,035.00
22	Furnish and Install 2" PVC Conduit	LF	2200	\$37.95	\$83,490.00	\$35.00	\$77,000.00	\$38.00	\$83,600.00
23	Furnish and Install 2#8 Conductors and 1#8 Ground	LF	2200	\$2.53	\$5,566.00	\$2.00	\$4,400.00	\$2.65	\$5,830.00
24	Furnish and Install #5 Pull Box	EA	58	\$287.50	\$16,675.00	\$400.00	\$23,200.00	\$288.00	\$16,704.00
25	Furnish and Install Street Light Standard with Foundation Complete. Include 2#10 Conductors and 1#10 Ground per City Standards	EA	26	\$7,700.00	\$200,200.00	\$7,000.00	\$182,000.00	\$8,050.00	\$209,300.00
26	Furnish and Install Type 15 Pole with 15' Luminaire Mast Arm and Foundation Complete. Include 2#10 Conductors and 1#10 Ground per City Standards	EA	1	\$8,140.00	\$8,140.00	\$8,000.00	\$8,000.00	\$8,510.00	\$8,510.00
27	Furnish and Install Solar Flashing Crosswalk Unit wih Pole and Foundation Complete	EA	6	\$18,700.00	\$112,200.00	\$15,000.00	\$90,000.00	\$19,550.00	\$117,300.00
28	Coordinate with SDG&E for Service Point Requirements and Install as Required	EA	17	\$935.00	\$15,895.00	\$1,200.00	\$20,400.00	\$978.00	\$16,626.00
29	Signing and Striping	LS	1	\$113,725.00	\$113,725.00	\$86,000.00	\$86,000.00	\$118,895.00	\$118,895.00
30	Slurry Seal	SF	65000	\$0.63	\$40,950.00	\$0.75	\$48,750.00	\$0.35	\$22,750.00
31	Remove and Salvage Existing Safety Light Fixture. Furnish and Install New LED Safety Light Fixture	EA	109	\$1,552.50	\$169,222.50	\$700.00	\$76,300.00	\$1,553.00	\$169,277.00
32	Field Orders	AL	1	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
Grand Total					\$1,158,297.70		\$1,386,070.00		\$1,423,944.00

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City authorizing the Mayor to execute a First Amendment to the Agreement with Harris & Associates, Inc. extending the expiration date of the Agreement to May 18, 2018, to provide on-call project suppo

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO. |

ITEM TITLE:

Resolution of the City Council of the City of National City authorizing the Mayor to execute a First Amendment to the Agreement with Harris & Associates, Inc. extending the expiration date of the Agreement to May 18, 2018, to provide on-call project support services for National City's Capital Improvement Program (CIP), including, but not limited to, sewer system and storm drain analysis and design, construction support, engineering plan reviews and tentative map reviews.

PREPARED BY: Stephen Manganiello

DEPARTMENT: Engineering & Public Works

PHONE: 619-336-4382

APPROVED BY: _____

EXPLANATION:

See attached.



FINANCIAL STATEMENT:

APPROVED:  Finance

ACCOUNT NO. |

APPROVED: _____ MIS

Funds are appropriated in various CIP accounts for FY 2018 and will be encumbered on an as-needed basis. No additional appropriations required.

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: INTRODUCTION: ☐ FINAL ADOPTION: ☐

STAFF RECOMMENDATION:

Adopt resolution authorizing the Mayor to execute a First Amendment to the Agreement with Harris & Associates, Inc. extending the expiration date of the Agreement to May 18, 2018.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Explanation
2. First Amendment to Agreement
3. Resolution

Explanation:

On May 19, 2015, per City Council Resolution No. 2015-73, the City of National City entered into an Agreement with Harris & Associates, Inc. to provide on-call project support services for National City's Capital Improvement Program (CIP), including, but not limited to, sewer system and storm drain analysis and design, construction support, engineering plan reviews and tentative map reviews. The Agreement is for a not-to-exceed amount of \$900,000 and a term of two years, with the option to extend for an additional period of up to one year.

Both parties desire to execute the option to extend the expiration date of the Agreement to May 18, 2018, to allow Harris & Associates to continue providing CIP support services (see attached First Amendment to Agreement).

Funds are appropriated in various CIP accounts for FY 2018 and will be encumbered on an as-needed basis.

**FIRST AMENDMENT TO AGREEMENT
BY AND BETWEEN
THE CITY OF NATIONAL CITY
AND
HARRIS & ASSOCIATES, INC.**

This First Amendment to Agreement is entered into this 5th day of September, 2017 by and between the City of National City, a municipal corporation ("CITY"), and Harris & Associates, Inc., a corporation (the "CONSULTANT").

RECITALS

WHEREAS, The CITY and the CONSULTANT entered into an Agreement on May 19, 2015, ("the Agreement") through the adoption of City of National City Council Resolution No. 2015-73, wherein the CONSULTANT agreed to provide on-call project support services for National City's Capital Improvement Program (CIP), including, but not limited to, sewer system and storm drain analysis and design, construction support, engineering plan reviews and tentative map reviews.

WHEREAS, the original Agreement had a not-to-exceed amount of \$900,000 and a term of two years, with the option to extend for an additional period of up to one year; and

WHEREAS, to continue timely completion of Capital Improvement Projects, the parties desire to extend the expiration date of the Agreement to May 18, 2018.

AGREEMENT

NOW, THEREFORE, the parties agree to amend the Agreement entered into on May 19, 2015, as follows:

1. Extend the expiration date of the Agreement to May 18, 2018.
2. The parties further agree that with the foregoing exception, each and every term and provision of the Agreement dated May 19, 2015, shall remain in full force and effect.

< signatures on next page >

IN WITNESS WHEREOF, the parties hereto have executed this First Amendment to Agreement on the date and year first above written.

CITY OF NATIONAL CITY

HARRIS & ASSOCIATES, INC.

By: _____
Ron Morrison, Mayor

By: _____
Ehab Gerges, Senior Vice President

By: _____
Gary Yagade, Vice President

APPROVED AS TO FORM:

Angil P. Morris-Jones
City Attorney

By: _____
Roberto M. Contreras
Deputy City Attorney

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City ratifying the execution of an Agreement by and between the City of National City and Accelerated Modular Concepts Incorporated in the amount of \$112,846.28 for the delivery and set up of a modula

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.:

ITEM TITLE:

Resolution of the City Council of the City of National City ratifying the execution of an Agreement by and between the City of National City and Accelerated Modular Concepts Incorporated in the amount of \$112,846.28 for the delivery and set up of a modular building to be used by the National City Fire Department as part of the Squad Pilot Program at El Toyon Park.

PREPARED BY: Ray Roberson, Management Analyst II

PHONE: 619-336-4583

DEPARTMENT: Engineering and Public Works

APPROVED BY: _____

EXPLANATION:

See attached.



FINANCIAL STATEMENT:

ACCOUNT NO.

Appropriations were authorized by City Council on March 21, 2017, per Resolution No. 2017-32

APPROVED: _____



FINANCE

APPROVED: _____

MIS

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: INTRODUCTION ☐ FINAL ADOPTION ☐

STAFF RECOMMENDATION:

Adopt Resolution ratifying execution of an Agreement by and between the City of National City and Accelerated Modular Concepts Incorporated in the amount of \$112,846.28 for the delivery and set up of a modular building to be used by the National City Fire Department as part of the Squad Pilot Program at El Toyon Park.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

1. Explanation
2. Agreement
3. Resolution

Explanation

On May 21, 2017, per City Council Resolution No. 2017-32, the City Council authorized, 1) the establishment of an appropriation in the amount of \$318,751 from the General Fund Fund Balance toward the development and issuance of all necessary bid documents, including, but not limited to, site preparation and a 12-month lease of a modular building; and 2) the establishment of an appropriation in the amount of \$45,000 from the Police Department Development Impact Fee Fund to offset the costs of the covered parking structure as part of the Squad Pilot Program at El Toyon Park, resulting in a total project cost of \$363,751. A detailed estimate of project costs was provided.

After researching various modular building companies and evaluating whether the companies met the building needs for the Squad Pilot Program, Fire Department staff recommended executing an Agreement with Accelerated Modular Concepts Incorporated (Contractor). An Agreement was drafted by staff and reviewed by the City Attorney's Office for form and content.

The scope of work under the Agreement requires the Contractor to deliver, setup and tie down the modular building, provide skirting and a handicap ramp, and make final electrical and plumbing connections. The modular building shall be equipped to use propane and include an emergency generator for backup power. The Contractor shall also construct a covered vehicle parking structure 32' long x 30' wide x 13' high.

In order to expedite project completion, the Agreement was executed by the Contractor and Mayor, effective June 1, 2017, in an amount not to exceed \$112,846.28. The project is scheduled for completion in September 2017. Staff is requesting City Council ratification of the Agreement.

**AGREEMENT
BY AND BETWEEN
THE CITY OF NATIONAL CITY
AND
ACCELERATED MODULAR CONCEPTS INCORPORATED**

THIS AGREEMENT is entered into on this 1st day of June, 2017, by and between the CITY OF NATIONAL CITY, a municipal corporation (the "CITY"), and ACCELERATED MODULAR CONCEPTS INCORPORATED, (the CORPORATION).

RECITALS

WHEREAS, the CITY desires to employ ACCELERATED MODULAR CONCEPTS INCORPORATED to deliver, setup, tie down and provide skirting on modular building to be used as a temporary facility by the National City Fire Department. Contractor shall make all final electrical and plumbing connections, provide a handicap ramp, and connect backup power emergency generator to modular building Contractor shall also provide 32' long x 30' x 13' high covered vehicle parking structure.

WHEREAS, the CITY has determined that the CONTRACTOR is an expert in the transportation and set up of modular buildings and is qualified by experience and ability to perform the services desired by the CITY, and the CONTRACTOR is willing to perform such services.

NOW, THEREFORE, THE PARTIES HERETO DO MUTUALLY AGREE AS FOLLOWS:

1. **ENGAGEMENT OF CONTRACTOR.** The CITY agrees to engage the CONTRACTOR to deliver and set up modular building to 2005 E. 4th Street, National City and the CONTRACTOR agrees to perform the services set forth here in accordance with all terms and conditions contained herein.

The CONTRACTOR represents that all services shall be performed directly by the CONTRACTOR or under direct supervision of the CONTRACTOR.

2. **EFFECTIVE DATE AND LENGTH OF AGREEMENT.** This Agreement will become effective on June 1st, 2017. The duration of this Agreement is for the period of June 1st, 2017 through November 30th, 2017. Completion dates or time durations for specific portions of the project are set forth in the PROPOSAL FOR NATIONAL CITY FIRE DEPARTMENT. This Agreement may be extended by mutual agreement upon the same terms and conditions for an additional one (1) year term. The Parties may exercise up to three one-year extensions. Any extension of this Agreement must be approved in writing by the City Manager.

3. **SCOPE OF SERVICES.** CONTRACTOR will deliver, setup, tie down, provide skirting and a handicap ramp, and make final utility connections for electrical and plumbing. Modular building shall be equipped to use propane, Emergency back up power generator to modular building shall be connected CONTRACTOR shall also construct a covered vehicle

parking structure 32'wide x 30'long x 13' high. CONTRATOR shall provide services as outlined in Exhibit "A" (**PROPOSAL FOR NATIONAL CITY FIRE DEPARTMENT**).

The CONTRACTOR shall be responsible for all research and reviews related to the work and shall not rely on personnel of the CITY for such services, except as authorized in advance by the CITY. The CONTRACTOR shall appear at meetings specified in PROPOSAL FOR NATIONAL CITY FIRE DEPARTMENT to keep staff and City Council advised of the progress on the project.

The CITY may unilaterally, or upon request from the CONTRACTOR, from time to time reduce or increase the Scope of Services to be performed by the CONTRACTOR under this Agreement. Upon doing so, the CITY and the CONTRACTOR agree to meet in good faith and confer for the purpose of negotiating a corresponding reduction or increase in the compensation associated with said change in services.

4. **PROJECT COORDINATION AND SUPERVISION.** FRANK PARRA hereby is designated as the Project Coordinator for the CITY and will monitor the progress and execution of this Agreement. The CONTRACTOR shall assign a single Project Director to provide supervision and have overall responsibility for the progress and execution of this Agreement for the CONTRACTOR. DERRICK ANDERSON thereby is designated as the Project Director for the CONTRACTOR.

5. **COMPENSATION AND PAYMENT.** The compensation for the CONTRACTOR shall be based on a one time cost covering actual work performed. Billings shall include labor classifications, respective rates, hours worked and also materials, if any. The total cost for all work described in Exhibit "A". PRICE SHEET PROPOSAL FOR NATIONAL CITY FIRE DEPARTMENT shall not exceed \$112,846.28.00. The compensation for the CONTRACTOR'S work shall not exceed the upfront fees set forth in PROPOSAL FOR NATIONAL CITY FIRE DEPARTMENT.

The CONTRACTOR shall maintain all books, documents, papers, employee time sheets, accounting records, and other evidence pertaining to costs incurred, and shall make such materials available at its office at all reasonable times during the term of this Agreement and for three (3) years from the date of final payment under this Agreement, for inspection by the CITY, and for furnishing of copies to the CITY, if requested.

6. **ACCEPTABILITY OF WORK.** The CITY shall decide any and all questions which may arise as to the quality or acceptability of the services performed and the manner of performance, the acceptable completion of this Agreement, and the amount of compensation due. In the event the CONTRACTOR and the CITY cannot agree to the quality or acceptability of the work, the manner of performance and/or the compensation payable to the CONTRACTOR in this Agreement, the CITY or the CONTRACTOR shall give to the other written notice. Within ten (10) business days, the CONTRACTOR and the CITY shall each prepare a report which supports their position and file the same with the other party. The CITY shall, with reasonable diligence, determine the quality or acceptability of the work, the manner of performance and/or the compensation payable to the CONTRACTOR.

7. **DISPOSITION AND OWNERSHIP OF DOCUMENTS.** The Memoranda, Reports, Maps, Drawings, Plans, Specifications, and other documents prepared by the CONTRACTOR for this project, whether paper or electronic, shall become the property of the

CITY for use with respect to this project, and shall be turned over to the CITY upon completion of the project, or any phase thereof, as contemplated by this Agreement.

Contemporaneously with the transfer of documents, the CONTRACTOR hereby assigns to the CITY, and CONTRACTOR thereby expressly waives and disclaims any copyright in, and the right to reproduce, all written material, drawings, plans, specifications, or other work prepared under this Agreement, except upon the CITY'S prior authorization regarding reproduction, which authorization shall not be unreasonably withheld. The CONTRACTOR shall, upon request of the CITY, execute any further document(s) necessary to further effectuate this waiver and disclaimer.

The CONTRACTOR agrees that the CITY may use, reuse, alter, reproduce, modify, assign, transfer, or in any other way, medium, or method utilize the CONTRACTOR'S written work product for the CITY'S purposes, and the CONTRACTOR expressly waives and disclaims any residual rights granted to it by Civil Code Sections 980 through 989 relating to intellectual property and artistic works.

Any modification or reuse by the CITY of documents, drawings, or specifications prepared by the CONTRACTOR shall relieve the CONTRACTOR from liability under Section 14, but only with respect to the effect of the modification or reuse by the CITY, or for any liability to the CITY should the documents be used by the CITY for some project other than what was expressly agreed upon within the Scope of Services of this project, unless otherwise mutually agreed.

8. **INDEPENDENT CONTRACTOR.** Both parties hereto in the performance of this Agreement will be acting in an independent capacity and not as agents, employees, partners, or joint ventures with one another. Neither the CONTRACTOR nor the CONTRACTOR'S employees are employees of the CITY, and are not entitled to any of the rights, benefits, or privileges of the CITY'S employees, including but not limited to retirement, medical, unemployment, or workers' compensation insurance.

This Agreement contemplates the personal services of the CONTRACTOR and the CONTRACTOR'S employees, and it is recognized by the parties that a substantial inducement to the CITY for entering into this Agreement was, and is, the professional reputation and competence of the CONTRACTOR and its employees. Neither this Agreement nor any interest herein may be assigned by the CONTRACTOR without the prior written consent of the CITY. Nothing herein contained is intended to prevent the CONTRACTOR from employing or hiring as many employees, or SUBCONTRACTORS, as the CONTRACTOR may deem necessary for the proper and efficient performance of this Agreement. All agreements by CONTRACTOR with its SUBCONTRACTOR(S) shall require the SUBCONTRACTOR(S) to adhere to the applicable terms of this Agreement.

9. **CONTROL.** Neither the CITY nor its officers, agents, or employees shall have any control over the conduct of the CONTRACTOR or any of the CONTRACTOR'S employees, except as herein set forth, and the CONTRACTOR or the CONTRACTOR'S agents, servants, or employees are not in any manner agents, servants, or employees of the CITY, it being understood that the CONTRACTOR its agents, servants, and employees are as to the CITY wholly independent CONTRACTOR, and that the CONTRACTOR'S obligations to the CITY are solely such as are prescribed by this Agreement.

10. **COMPLIANCE WITH APPLICABLE LAW.** The CONTRACTOR, in the performance of the services to be provided herein, shall comply with all applicable state and federal statutes and regulations, and all applicable ordinances, rules, and regulations of the City of National City, whether now in force or subsequently enacted. The CONTRACTOR and each of its SUBCONTRACTOR(S), shall obtain and maintain a current City of National City business license prior to and during performance of any work pursuant to this Agreement.

11. **LICENSES, PERMITS, ETC.** The CONTRACTOR represents and covenants that it has all licenses, permits, qualifications, and approvals of whatever nature that are legally required to practice its profession. The CONTRACTOR represents and covenants that the CONTRACTOR shall, at its sole cost and expense, keep in effect at all times during the term of this Agreement, any license, permit, or approval which is legally required for the CONTRACTOR to practice its profession.

12. **STANDARD OF CARE.**

A. The CONTRACTOR, in performing any services under this Agreement, shall perform in a manner consistent with that level of care and skill ordinarily exercised by members of the CONTRACTOR'S trade or profession currently practicing under similar conditions and in similar locations. The CONTRACTOR shall take all special precautions necessary to protect the CONTRACTOR'S employees and members of the public from risk of harm arising out of the nature of the work and/or the conditions of the work site.

B. Unless disclosed in writing prior to the date of this Agreement, the CONTRACTOR warrants to the CITY that it is not now, nor has it for the five (5) years preceding, been debarred by a governmental agency or involved in debarment, arbitration or litigation proceedings concerning the CONTRACTOR'S professional performance or the furnishing of materials or services relating thereto.

C. The CONTRACTOR is responsible for identifying any unique products, treatments, processes or materials whose availability is critical to the success of the project the CONTRACTOR has been retained to perform, within the time requirements of the CITY, or, when no time is specified, then within a commercially reasonable time. Accordingly, unless the CONTRACTOR has notified the CITY otherwise, the CONTRACTOR warrants that all products, materials, processes or treatments identified in the project documents prepared for the CITY are reasonably commercially available. Any failure by the CONTRACTOR to use due diligence under this sub-paragraph will render the CONTRACTOR liable to the CITY for any increased costs that result from the CITY'S later inability to obtain the specified items or any reasonable substitute within a price range that allows for project completion in the time frame specified or, when not specified, then within a commercially reasonable time.

13. **NON-DISCRIMINATION PROVISIONS.** The CONTRACTOR shall not discriminate against any employee or applicant for employment because of age, race, color, ancestry, religion, sex, sexual orientation, marital status, national origin, physical handicap, or medical condition. The CONTRACTOR will take positive action to insure that applicants are employed without regard to their age, race, color, ancestry, religion, sex, sexual orientation, marital status, national origin, physical handicap, or medical condition. Such action shall include but not be limited to the following: employment, upgrading, demotion, transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship. The CONTRACTOR agrees to post in

conspicuous places available to employees and applicants for employment any notices provided by the CITY setting forth the provisions of this non-discrimination clause.

14. **CONFIDENTIAL INFORMATION.** The CITY may from time to time communicate to the CONTRACTOR certain confidential information to enable the CONTRACTOR to effectively perform the services to be provided herein. The CONTRACTOR shall treat all such information as confidential and shall not disclose any part thereof without the prior written consent of the CITY. The CONTRACTOR shall limit the use and circulation of such information, even within its own organization, to the extent necessary to perform the services to be provided herein. The foregoing obligation of this Section 14, however, shall not apply to any part of the information that (i) has been disclosed in publicly available sources of information; (ii) is, through no fault of the CONTRACTOR, hereafter disclosed in publicly available sources of information; (iii) is already in the possession of the CONTRACTOR without any obligation of confidentiality; or (iv) has been or is hereafter rightfully disclosed to the CONTRACTOR by a third party, but only to the extent that the use or disclosure thereof has been or is rightfully authorized by that third party.

The CONTRACTOR shall not disclose any reports, recommendations, conclusions or other results of the services or the existence of the subject matter of this Agreement without the prior written consent of the CITY. In its performance hereunder, the CONTRACTOR shall comply with all legal obligations it may now or hereafter have respecting the information or other property of any other person, firm or corporation.

CONTRACTOR shall be liable to CITY for any damages caused by breach of this

15. **INDEMNIFICATION AND HOLD HARMLESS.** The CONTRACTOR agrees to defend, indemnify and hold harmless the City of National City, its officers, officials, agents, employees, and volunteers against and from any and all liability, loss, damages to property, injuries to, or death of any person or persons, and all claims, demands, suits, actions, proceedings, reasonable attorneys' fees, and defense costs, of any kind or nature, including workers' compensation claims, of or by anyone whomsoever, resulting from or arising out of the CONTRACTOR'S performance or other obligations under this Agreement; provided, however, that this indemnification and hold harmless shall not include any claims or liability arising from the established sole negligence or willful misconduct of the CITY, its agents, officers, employees or volunteers. CITY will cooperate reasonably in the defense of any action, and CONTRACTOR shall employ competent counsel, reasonably acceptable to the City Attorney.

The indemnity, defense, and hold harmless obligations contained herein shall survive the termination of this Agreement for any alleged or actual omission, act, or negligence under this Agreement that occurred during the term of this Agreement.

16. **WORKERS' COMPENSATION.** The CONTRACTOR shall comply with all of the provisions of the Workers' Compensation Insurance and Safety Acts of the State of California, the applicable provisions of Division 4 and 5 of the California Government Code and all amendments thereto; and all similar State or federal acts or laws applicable; and shall indemnify, and hold harmless the CITY and its officers, employees, and volunteers from and against all claims, demands, payments, suits, actions, proceedings, and judgments of every nature and description, including reasonable attorney's fees and defense costs presented, brought or recovered against the CITY or its officers, employees, or volunteers, for or on account of any

liability under any of said acts which may be incurred by reason of any work to be performed by the CONTRACTOR under this Agreement.

17. **INSURANCE.** The CONTRACTOR, at its sole cost and expense, shall purchase and maintain, and shall require its SUBCONTRACTOR(S), when applicable, to purchase and maintain throughout the term of this Agreement, the following checked insurance policies:

A. ☐ If checked, **Professional Liability Insurance** (errors and omissions) with minimum limits of \$1,000,000 per occurrence.

B. **Automobile Insurance** covering all bodily injury and property damage incurred during the performance of this Agreement, with a minimum coverage of \$1,000,000 combined single limit per accident. Such automobile insurance shall include owned, non-owned, and hired vehicles ("any auto"). The policy shall name the CITY and its officers, agents, employees, and volunteers as additional insureds, and a separate additional insured endorsement shall be provided.

C. **Commercial General Liability Insurance**, with minimum limits of either \$2,000,000 per occurrence and \$4,000,000 aggregate, or \$1,000,000 per occurrence and \$2,000,000 aggregate with a \$2,000,000 umbrella policy, covering all bodily injury and property damage arising out of its operations, work, or performance under this Agreement. The policy shall name the CITY and its officers, agents, employees, and volunteers as additional insureds, and a separate additional insured endorsement shall be provided. The general aggregate limit must apply solely to this "project" or "location". The "project" or "location" should be noted with specificity on an endorsement that shall be incorporated into the policy.

D. **Workers' Compensation Insurance** in an amount sufficient to meet statutory requirements covering all of CONTRACTOR'S employees and employers' liability insurance with limits of at least \$1,000,000 per accident. In addition, the policy shall be endorsed with a waiver of subrogation in favor of the CITY. Said endorsement shall be provided prior to commencement of work under this Agreement.

If CONTRACTOR has no employees subject to the California Workers' Compensation and Labor laws, CONTRACTOR shall execute a Declaration to that effect. Said Declaration shall be provided to CONTRACTOR by CITY.

E. The aforesaid policies shall constitute primary insurance as to the CITY, its officers, officials, employees, and volunteers, so that any other policies held by the CITY shall not contribute to any loss under said insurance. Said policies shall provide for thirty (30) days prior written notice to the CITY of cancellation or material change.

F. If required insurance coverage is provided on a "claims made" rather than "occurrence" form, the CONTRACTOR shall maintain such insurance coverage for three years after expiration of the term (and any extensions) of this Agreement. In addition, the "retro" date must be on or before the date of this Agreement.

G. Insurance shall be written with only California admitted companies that hold a current policy holder's alphabetic and financial size category rating of not less than A:VII according to the current Best's Key Rating Guide, or a company equal financial stability that is approved by the CITY'S Risk Manager. In the event coverage is provided by non-admitted "surplus lines" carriers, they must be included on the most recent California List of Eligible Surplus Lines Insurers (LESLI list) and otherwise meet rating requirements.

H. This Agreement shall not take effect until certificate(s) or other sufficient proof that these insurance provisions have been complied with, are filed with and approved by the CITY'S Risk Manager. If the CONTRACTOR does not keep all of such insurance policies in

full force and effect at all times during the terms of this Agreement, the CITY may elect to treat the failure to maintain the requisite insurance as a breach of this Agreement and terminate the Agreement as provided herein.

I. All deductibles and self-insured retentions in excess of \$10,000 must be disclosed to and approved by the CITY.

18. **LEGAL FEES.** If any party brings a suit or action against the other party arising from any breach of any of the covenants or agreements or any inaccuracies in any of the representations and warranties on the part of the other party arising out of this Agreement, then in that event, the prevailing party in such action or dispute, whether by final judgment or out-of-court settlement, shall be entitled to have and recover of and from the other party all costs and expenses of suit, including attorneys' fees.

For purposes of determining who is to be considered the prevailing party, it is stipulated that attorney's fees incurred in the prosecution or defense of the action or suit shall not be considered in determining the amount of the judgment or award. Attorney's fees to the prevailing party if other than the CITY shall, in addition, be limited to the amount of attorney's fees incurred by the CITY in its prosecution or defense of the action, irrespective of the actual amount of attorney's fees incurred by the prevailing party.

19. **TERMINATION.**

A. This Agreement may be terminated with or without cause by the CITY. Termination without cause shall be effective only upon 60-day's written notice to the CONTRACTOR. During said 60-day period the CONTRACTOR shall perform all services in accordance with this Agreement.

B. This Agreement may also be terminated immediately by the CITY for cause in the event of a material breach of this Agreement, misrepresentation by the CONTRACTOR in connection with the formation of this Agreement or the performance of services, or the failure to perform services as directed by the CITY.

C. Termination with or without cause shall be effected by delivery of written Notice of Termination to the CONTRACTOR as provided for herein.

D. In the event of termination, all finished or unfinished Memoranda Reports, Maps, Drawings, Plans, Specifications and other documents prepared by the CONTRACTOR, whether paper or electronic, shall immediately become the property of and be delivered to the CITY, and the CONTRACTOR shall be entitled to receive just and equitable compensation for any work satisfactorily completed on such documents and other materials up to the effective date of the Notice of Termination, not to exceed the amounts payable hereunder, and less any damages caused the CITY by the CONTRACTOR'S breach, if any. Thereafter, ownership of said written material shall vest in the CITY all rights set forth in Section 7.

E. The CITY further reserves the right to immediately terminate this Agreement upon: (1) the filing of a petition in bankruptcy affecting the CONTRACTOR; (2) a reorganization of the CONTRACTOR for the benefit of creditors; or (3) a business reorganization, change in business name or change in business status of the CONTRACTOR.

20. **NOTICES.** All notices or other communications required or permitted hereunder shall be in writing, and shall be personally delivered; or sent by overnight mail (Federal Express or the like); or sent by registered or certified mail, postage prepaid, return receipt requested; or sent by ordinary mail, postage prepaid; or telegraphed or cabled; or delivered or sent by telex,

telecopy, facsimile or fax; and shall be deemed received upon the earlier of (i) if personally delivered, the date of delivery to the address of the person to receive such notice, (ii) if sent by overnight mail, the business day following its deposit in such overnight mail facility, (iii) if mailed by registered, certified or ordinary mail, five (5) days (ten (10) days if the address is outside the State of California) after the date of deposit in a post office, mailbox, mail chute, or other like facility regularly maintained by the United States Postal Service, (iv) if given by telegraph or cable, when delivered to the telegraph company with charges prepaid, or (v) if given by telex, telecopy, facsimile or fax, when sent. Any notice, request, demand, direction or other communication delivered or sent as specified above shall be directed to the following persons:

To CITY: Frank Parra
Director of Emergency Services
Fire Department
City of National City
1243 National City Boulevard
National City, CA. 91950-4397

To CONTRACTOR:
Ramon Garza
President
Accelerated Modular Concepts Inc.
14252 Andrews Drive, #7
Victorville, CA. 92395

Notice of change of address shall be given by written notice in the manner specified in this Section. Rejection or other refusal to accept or the inability to deliver because of changed address of which no notice was given shall be deemed to constitute receipt of the notice, demand, request or communication sent. Any notice, request, demand, direction or other communication sent by cable, telex, telecopy, facsimile or fax must be confirmed within forty-eight (48) hours by letter mailed or delivered as specified in this Section.

21. CONFLICT OF INTEREST AND POLITICAL REFORM ACT
OBLIGATIONS. During the term of this Agreement, the CONTRACTOR shall not perform services of any kind for any person or entity whose interests conflict in any way with those of the City of National City. The CONTRACTOR also agrees not to specify any product, treatment, process or material for the project in which the CONTRACTOR has a material financial interest, either direct or indirect, without first notifying the CITY of that fact. The CONTRACTOR shall at all times comply with the terms of the Political Reform Act and the National City Conflict of Interest Code. The CONTRACTOR shall immediately disqualify itself and shall not use its official position to influence in any way any matter coming before the CITY in which the CONTRACTOR has a financial interest as defined in Government Code Section 87103. The CONTRACTOR represents that it has no knowledge of any financial interests that would require it to disqualify itself from any matter on which it might perform services for the CITY.

☐ If checked, the CONTRACTOR shall comply with all of the reporting requirements of the Political Reform Act and the National City Conflict of Interest Code. Specifically, the CONTRACTOR shall file a Statement of Economic Interests with the City

Clerk of the City of National City in a timely manner on forms which the CONTRACTOR shall obtain from the City Clerk.

The CONTRACTOR shall be strictly liable to the CITY for all damages, costs or expenses the CITY may suffer by virtue of any violation of this Paragraph 22 by the CONTRACTOR.

22. **PREVAILING WAGES.** State prevailing wage rates may apply to work performed under this Agreement. State prevailing wages rates apply to all public works contracts as set forth in California Labor Code, including but not limited to, Sections 1720, 1720.2, 1720.3, 1720.4, and 1771. CONTRACTOR is solely responsible to determine if State prevailing wage rates apply and, if applicable, pay such rates in accordance with all laws, ordinances, rules, and regulations.

23. **MISCELLANEOUS PROVISIONS.**

A. *Computation of Time Periods.* If any date or time period provided for in this Agreement is or ends on a Saturday, Sunday or federal, state or legal holiday, then such date shall automatically be extended until 5:00 p.m. Pacific Time of the next day which is not a Saturday, Sunday or federal, state, or legal holiday.

B. *Counterparts.* This Agreement may be executed in multiple counterparts, each of which shall be deemed an original, but all of which, together, shall constitute but one and the same instrument.

C. *Captions.* Any captions to, or headings of, the sections or subsections of this Agreement are solely for the convenience of the parties hereto, are not a part of this Agreement, and shall not be used for the interpretation or determination of the validity of this Agreement or any provision hereof.

D. *No Obligations to Third Parties.* Except as otherwise expressly provided herein, the execution and delivery of this Agreement shall not be deemed to confer any rights upon, or obligate any of the parties hereto, to any person or entity other than the parties hereto.

E. *Exhibits and Schedules.* The Exhibits and Schedules attached hereto are hereby incorporated herein by this reference for all purposes. To the extent any exhibits, schedules, or provisions thereof conflict or are inconsistent with the terms and conditions contained in this Agreement, the terms and conditions of this Agreement shall control.

F. *Amendment to this Agreement.* The terms of this Agreement may not be modified or amended except by an instrument in writing executed by each of the parties hereto.

G. *Waiver.* The waiver or failure to enforce any provision of this Agreement shall not operate as a waiver of any future breach of any such provision or any other provision hereof.

H. *Applicable Law.* This Agreement shall be governed by and construed in accordance with the laws of the State of California.

I. *Audit.* If this Agreement exceeds ten-thousand dollars (\$10,000), the parties shall be subject to the examination and audit of the State Auditor for a period of three (3) years after final payment under the Agreement, per Government Code Section 8546.7.



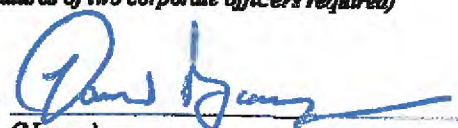





J. *Entire Agreement.* This Agreement supersedes any prior agreements, negotiations and communications, oral or written, and contains the entire agreement between the parties as to the subject matter hereof. No subsequent agreement, representation, or promise made by either party hereto, or by or to an employee, officer, agent or representative of any party hereto shall be of any effect unless it is in writing and executed by the party to be bound thereby.

K. *Successors and Assigns.* This Agreement shall be binding upon and shall inure to the benefit of the successors and assigns of the parties hereto.

L. *Subcontractors or SubCONTRACTORS.* The CITY is engaging the services of the CONTRACTOR identified in this Agreement. The CONTRACTOR shall not subcontract any portion of the work, unless such subcontracting was part of the original proposal or is allowed by the CITY in writing. In the event any portion of the work under this Agreement is subcontracted, the subCONTRACTOR(s) shall be required to comply with and agree to, for the benefit of and in favor of the CITY, both the insurance provisions in Section 17 and the indemnification and hold harmless provision of Section 15 of this Agreement.

M. *Construction.* The parties acknowledge and agree that (i) each party is of equal bargaining strength, (ii) each party has actively participated in the drafting, preparation and negotiation of this Agreement, (iii) each such party has consulted with or has had the opportunity to consult with its own, independent counsel and such other professional advisors as such party has deemed appropriate, relative to any and all matters contemplated under this Agreement, (iv) each party and such party's counsel and advisors have reviewed this Agreement, (v) each party has agreed to enter into this Agreement following such review and the rendering of such advice, and (vi) any rule or construction to the effect that ambiguities are to be resolved against the drafting party shall not apply in the interpretation of this Agreement, or any portions hereof, or any amendments hereto.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date and year first above written.

CITY OF NATIONAL CITY By:  Ron Morrison, Mayor APPROVED AS TO FORM: Angil P. Morris-Jones City Attorney By:  Nicole Pedone Senior Assistant City Attorney	ACCELERATED MODULAR CONCEPTS INCORPORATED <i>(Signatures of two corporate officers required)</i> By:  (Name)  (Print)  (Title) By:  (Name)  (Print)  (Title)
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The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City, 1) approving an Amendment No. 8 (16-08) to the 2016 Regional Transportation Improvement Program for TransNet Local Street Improvement Program of Projects for Fiscal Years 2017 through 2021 to en

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.

ITEM TITLE:

Resolution of the City Council of the City of National City, 1) approving an Amendment No. 8 (16-08) to the 2016 Regional Transportation Improvement Program for *TransNet* Local Street Improvement Program of Projects for Fiscal Years 2017 through 2021 to ensure programming is consistent with the latest *TransNet* Revenue Forecast for National City; projects include Plaza Boulevard Widening (NC01), Street Resurfacing (NC03), Traffic Signal Install/Upgrades (NC04) and Citywide Safe Routes to School (NC15); and 2) authorizing the establishment of a *TransNet* Proposition "A" Fund appropriation of \$1,021,000 for FY 2018 and corresponding revenue budget.

PREPARED BY: Stephen Manganiello, City Engineer

PHONE: 619-336-4382

DEPARTMENT: Engineering / Public Works

APPROVED BY:

EXPLANATION:

See attached.



FINANCIAL STATEMENT:

APPROVED: _____ **Finance**

ACCOUNT NO. Revenue Account #307-0000-3466: \$1,021,000

APPROVED: _____ **MIS**

Expenditure Account #307-409-500-598-6569 (Plaza Boulevard Widening - NC01): \$0

Expenditure Account #307-409-500-598-6035 (Street Resurfacing - NC03): \$500,000

Expenditure Account #307-409-500-598-6558 (Traffic Signal Install/Upgrades - NC04): \$121,000

Expenditure Account #307-409-500-598-6166 (Citywide Safe Routes to School - NC15): \$400,000

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: **INTRODUCTION:** ☐ **FINAL ADOPTION:** ☐

STAFF RECOMMENDATION:

Adopt Resolution approving an Amendment No. 8 (16-08) to the 2016 Regional Transportation Improvement Program for *TransNet* Local Street Improvement Program of Projects for Fiscal Years 2017 through 2021.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Explanation w/ attachments
2. Resolution

EXPLANATION

< TO BE INCLUDED >

TransNet Revenue Forecast - Local Street Improvement Program¹
Revised FY 2017 Projection; Estimates for FY 2018 to FY 2022 (in \$000s)**

DRAFT

REVISED 2/1/2017

Jurisdiction	Jan. 2016 Population ³	Maintained Miles ³	Revised FY 2017*	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022
Carlsbad	112,930	347.5	\$2,806	\$3,125	\$3,255	\$3,384	\$3,521	\$3,661
Chula Vista	265,070	464.3	\$5,814	\$6,042	\$6,296	\$6,548	\$6,814	\$7,088
Coronado	25,230	42.5	\$580	\$615	\$638	\$662	\$687	\$713
Del Mar ⁴	4,274	22.4	\$0	\$0	\$7	\$12	\$21	\$26
El Cajon	102,337	191.5	\$2,367	\$2,406	\$2,506	\$2,605	\$2,710	\$2,817
Encinitas	61,928	182.7	\$1,615	\$1,709	\$1,779	\$1,849	\$1,922	\$1,998
Escondido	150,760	297.2	\$3,480	\$3,574	\$3,723	\$3,871	\$4,027	\$4,189
Imperial Beach	27,434	64.2	\$683	\$726	\$755	\$783	\$813	\$844
La Mesa ⁴	59,982	151.8	\$1,095	\$1,569	\$1,633	\$1,697	\$1,765	\$1,834
Lemon Grove	26,611	65.2	\$703	\$716	\$745	\$773	\$802	\$833
National City ⁴	60,768	100.7	\$993	\$1,021	\$1,077	\$1,230	\$1,578	\$1,640
Oceanside	175,948	475.6	\$4,496	\$4,611	\$4,805	\$4,996	\$5,199	\$5,407
Poway	50,103	180.6	\$1,475	\$1,506	\$1,568	\$1,629	\$1,694	\$1,761
San Diego	1,391,676	2,713.4	\$31,746	\$32,473	\$33,847	\$35,209	\$36,647	\$38,129
San Marcos ⁴	93,295	183.7	\$1,184	\$1,285	\$1,377	\$1,469	\$1,565	\$1,665
Santee ⁴	56,757	134.9	\$461	\$493	\$554	\$611	\$675	\$742
Solana Beach ⁴	13,494	47.9	\$105	\$115	\$131	\$148	\$165	\$183
Vista	98,896	175.5	\$2,229	\$2,294	\$2,389	\$2,483	\$2,582	\$2,685
County ⁴	511,119	1,940.5	\$13,441	\$13,975	\$14,619	\$15,255	\$15,923	\$16,622
Subtotal Street & Road***	3,288,612	7,782.1	\$75,275	\$78,256	\$81,705	\$85,215	\$89,110	\$92,837
Local EMP ⁵			\$4,810	\$4,936	\$5,094	\$5,307	\$5,518	\$5,742
Local Smart Growth ⁵			\$5,612	\$5,759	\$5,942	\$6,191	\$6,438	\$6,699

*Same formula distribution as listed below but using Jan. 2015 population and Caltrans 2013 California Public Road Data

**Revenue estimates for planning purposes only. Payments will be based on actual sales tax monthly receipts from the State Board of Equalization.

*** Totals may not add up due to rounding

1. Projection of revenues are based on estimate of growth rate on taxable sales as forecasted by SANDAG and excludes interest and prior year excess funds.
2. Distribution of revenue estimates are based on the 2004 Proposition A Extension: San Diego Transportation Improvement Program and Expenditure Plan and apportioned as follows: (a) \$50,000 annual base per agency ; (b) balance distributed on a formula of 2/3 population and 1/3 maintained miles.
3. Population numbers are based on state Department of Finance (DOF) estimates as of January 2016; Maintained miles figures are based on Caltrans 2014 California Public Road Data (July 2016)
4. Revenues are net of estimated commercial paper and/or bond debt service payments
5. EMP to be distributed on a project by project basis; Smart Growth to be allocated

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City accepting a Grant Deed from White Whale Properties, Inc., a California Corporation, for a partial street dedication to allow for construction of a public sidewalk adjacent to their property locat

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.

ITEM TITLE:

Resolution of the City Council of the City of National City accepting a Grant Deed from White Whale Properties, Inc., a California Corporation, for a partial street dedication to allow for construction of a public sidewalk adjacent to their property located at 1640 Orange Street (APN 561-160-40).

PREPARED BY: Charles Nissley

DEPARTMENT: Engineering/Public Works

PHONE: 336-4396

APPROVED BY:



EXPLANATION:

White Whale Properties, Inc., a California Corporation, is the owner of the property located at 1640 Orange Street in National City. As a requirement for the development of their site, they were conditioned to install sidewalk that is missing along their property frontage. The right of way along the property frontage is not wide enough for the new sidewalk; therefore a partial street dedication is required.

White Whale Properties, Inc. has prepared a Grant Deed to dedicate the necessary right of way to install the missing sidewalk. White Whales Properties, Inc. is asking the City to accept the Grant Deed.

FINANCIAL STATEMENT:

APPROVED: _____ **Finance**

ACCOUNT NO.

APPROVED: _____ **MIS**

N/A

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: INTRODUCTION: ☐

FINAL ADOPTION: ☐

STAFF RECOMMENDATION:

Adopt the Resolution accepting a Grant Deed from White Whale Properties, Inc. for a partial street dedication to allow for construction of a public sidewalk adjacent to their property located at 1640 Orange Street.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Resolution
2. Grant Deed
3. Legal Description and Plat



RECORDING REQUESTED BY

AND WHEN RECORDED MAIL DOCUMENT TO:

WHITE WHALE PROPERTIES, INC.
P.O. BOX 127116
SAN DIEGO, CA 92112

Space Above This Line for Recorder's Use Only

A.P.N.: 561-160-40-00

File No.: _____

GRANT DEED

The Undersigned Grantor(s) Declare(s): DOCUMENTARY TRANSFER TAX \$ _____; CITY TRANSFER TAX \$ _____;

- [☒] computed on the consideration or full value of property conveyed, OR
[] computed on the consideration or full value less value of liens and/or encumbrances remaining at time of sale,
[] unincorporated area; ☒ City of NATIONAL CITY and

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

WHITE WHALE PROPERTIES, INC., A CALIFORNIA CORPORATION

hereby GRANTS to **NATIONAL CITY, A CALIFORNIA CORPORATION**

the following described property in the City of NATIONAL CITY, County of SAN DIEGO, State of California:

SEE LEGAL ATTACHED

A.P.N.: 561-160-40-00

File No.: _____

Dated: 5/2/16



Mail Tax Statements To: **SAME AS ABOVE**

Date: _____

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF California)SS
COUNTY OF San Diego)

On May 2nd, 2016, before me, Cassandra Miramontes, Notary Public, personally appeared Taylor Michael Robertson, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

Cassandra Miramontes



This area for official notarial seal

STREET DEDICATION
To the CITY OF NATIONAL CITY by
WHITE WHALE PROPERTIES, INC.

LEGAL DESCRIPTION

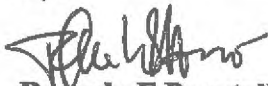
All that portion of Lot A, Block 6 of Orchard subdivision, in the City of National City, County of San Diego, State of California, according to Map thereof No. 1785, filed in the office of the County Recorder of San Diego County, March 6, 1924, pertaining to and known to be the parcel of land at 1640 Orange Street with Assessor's Parcel No. 56-160-40-00, more specifically described as follows:

COMMENCING at a point of the reverse curve on the southerly right of way of Orange Street, said point being also the most westerly corner of the subject property; thence northeasterly along a curve concave southerly with 85 feet radius, a distance of 1.64 feet to a point on the northerly property line and TRUE POINT OF BEGINNING; thence continuing along the same curve with 85.00 feet radius and a central angle of 16°54'20", a distance of 25.08 feet to a point; thence southerly along a curve concave northeasterly with a radius of 37.00 feet and a central angle of 22°27'14", a distance of 14.50 feet; thence westerly along a curve concave southwesterly with 30 feet radius and a central angle of 66°50'42", said curve being also the eventual right of way line of Orange Street, a distance of 35.04 back to the True Point Of Beginning.

The area of the above described property owned by White Whale Properties, Inc. to be dedicated to the City of National City is 66.91 square feet.

Prepared May 1, 2016

By:



Romulo F Puertollano

RCE# 27246

Exp. 3-31-17

STREET DEDICATION

1640 Orange Street, National City, CA 91950

APN : 561-160-40

SCALE 1"=10'

ORANGE ST.



CURVE DATA

CURVE	(Δ) DELTA	RADIUS	LENGTH
①	16°54'20"	85.0'	25.08'
②	22°27'14"	37.0'	14.50'
③	66°50'42"	30.0'	35.04'



VICINITY MAP (N.T.S.)

"ATTACHMENT"

PREPARED: Apr. 27, 2016

BY: **Romulo F. Puertollano**
RCE No. 27216

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City authorizing an Engineering Department Grants Fund appropriation of \$365,000 in Disadvantaged Community (DAC) Planning Grant funds through the Proposition 1 DAC Involvement Grant Program for the P

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO. |

ITEM TITLE:

Resolution of the City Council of the City of National City authorizing an Engineering Department Grants Fund appropriation of \$365,000 in Disadvantaged Community (DAC) Planning Grant funds through the Proposition 1 DAC Involvement Grant Program for the Paradise Valley Creek Water Quality and Community Enhancement Project and establishment of a corresponding revenue budget.

PREPARED BY: Jose Lopez, Assistant Engineer-Civil

PHONE: 336-4312

DEPARTMENT: Engineering/Public Works

APPROVED BY: _____

EXPLANATION:

See attached.



FINANCIAL STATEMENT:

ACCOUNT NO.

Revenue Account No. 296-06584-3463 - \$365,000

Expenditure Account No. 001-409-500-598-6584 (Paradise Valley Creek Water Quality and Community Enhancement) - \$365,000

APPROVED: _____ **Finance**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

The project complies with the California Environmental Quality Act (CEQA).

ORDINANCE: ☐ **INTRODUCTION:** ☐ **FINAL ADOPTION:** ☐

STAFF RECOMMENDATION:

Adopt Resolution authorizing an Engineering Department Grants Fund appropriation of \$365,000 in DAC Planning Grant funds through the Proposition 1 DAC Involvement Grant Program for the Paradise Valley Creek Water Quality and Community Enhancement Project and establishment of a corresponding revenue budget.

BOARD / COMMISSION RECOMMENDATION:

N/A

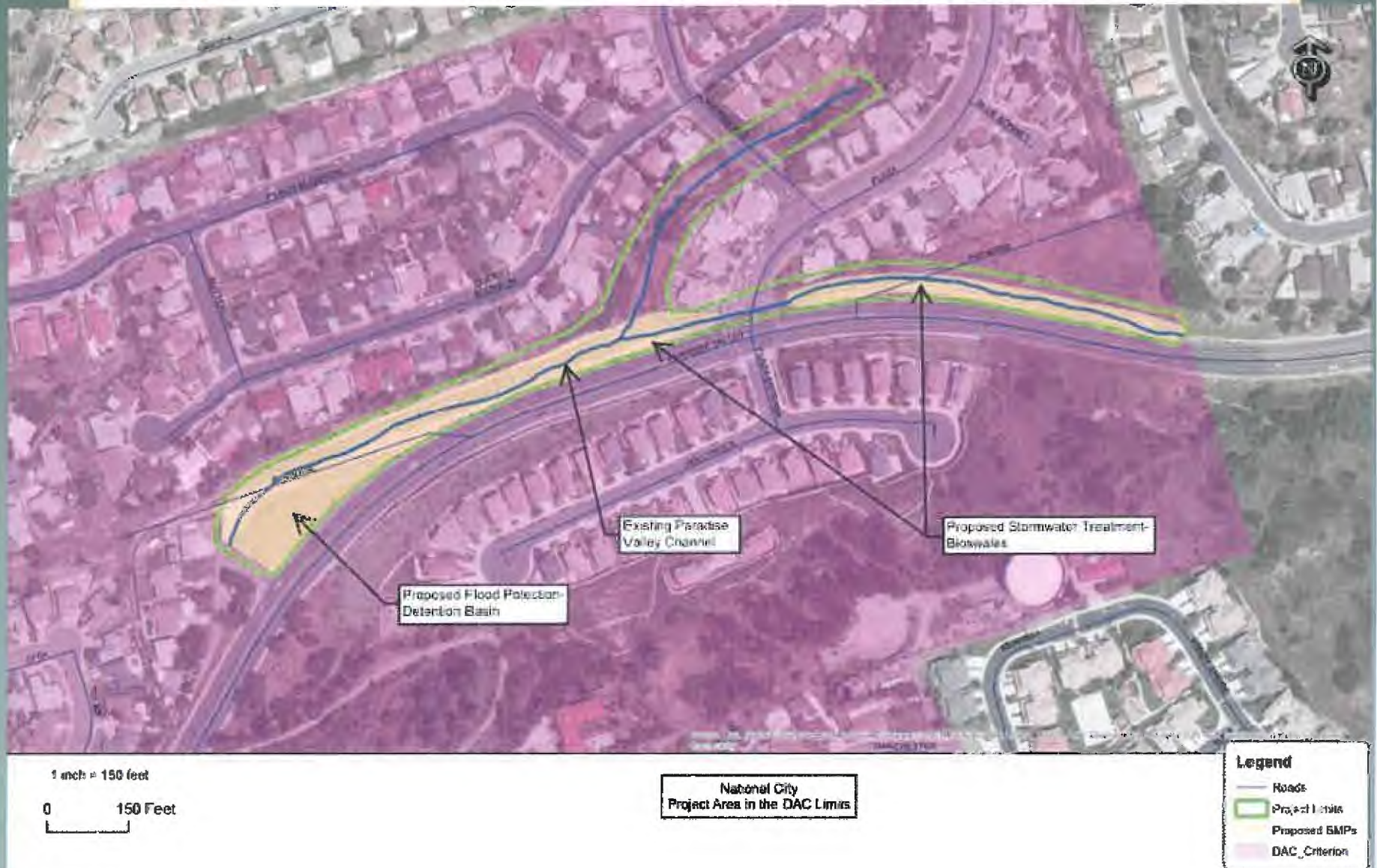
ATTACHMENTS:

1. Explanation w/ Exhibit
2. Resolution

EXPLANATION

< TO BE COMPLETED >

Project Area within DAC (Entire Project is within DAC)



The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City authorizing the installation of 83 feet of diagonal “30-minute parking” located on E. 8th Street adjacent to “Big Ben Specialty Market” and 81 feet of parallel “30-minute parking” located on “A”

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.

ITEM TITLE:

Resolution of the City Council of the City of National City authorizing the installation of 83 feet of diagonal "30-minute parking" located on E. 8th Street adjacent to "Big Ben Specialty Market" and 81 feet of parallel "30-minute parking" located on "A" Avenue adjacent to "Big Ben Specialty Market" to increase parking turnover for customers (TSC No. 2017-19).

PREPARED BY: Luca Zappiello, Civil Engineering Tech

PHONE: 619-336-4360

DEPARTMENT: Engineering/Public Works

APPROVED BY:

EXPLANATION:

See attached.



FINANCIAL STATEMENT:

ACCOUNT NO.

N/A

APPROVED: _____ **Finance**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: INTRODUCTION: ☐ FINAL ADOPTION: ☐

STAFF RECOMMENDATION:

Adopt a Resolution authorizing installation of 83 feet of "30-minute parking" located on E. 8th Street in front of "Big Ben Specialty Market" and 81 feet of "30-minute parking" located on "A" Avenue adjacent to "Big Ben Specialty Market".

BOARD / COMMISSION RECOMMENDATION:

At their meeting on August 9, 2017, the Traffic Safety Committee approved staff's recommendation to install "30-minute" parking on E. 8th Street and "A" Avenue adjacent to "Big Ben Specialty Market."

ATTACHMENTS:

1. Explanation w/ Exhibits
2. Staff Report to the Traffic Safety Committee on August 9, 2017 (TSC No. 2017-19)
3. Resolution

EXPLANATION

Mr. Naseem Salem, owner of “Big Ben Specialty Market” (Market), located at 108 E. 8th Street, has requested time restricted parking on E. 8th Street in front of the Market and on “A” Avenue adjacent to the Market in order to increase parking turnover for customers. Mr. Salem stated that the customers are unable to find on-street parking easily and drive out of the area in order to find available parking. Furthermore, Mr. Salem stated that parking spaces in front of his business are frequently occupied by vehicles all day. According to Mr. Salem, the conversion from unrestricted parking to 30-minute parking will provide customers ample time to shop at the Market and increase parking turnover for customers.

Staff visited the site and confirmed that the Market offers customer parking in their rear parking lot, which provides twenty-two (22) parking spaces, including two disabled parking spaces. The entrance to the Market is on E. 8th Street. There are unrestricted parking spaces in front of and adjacent to the Market. There are three, 30-minute parking spaces located on the north side of E. 8th Street, across the street from the Market.

Staff measured the amount of parking available on the south side of 8th Street in front of the Market. There are approximately 83 feet of diagonal parking available for seven (7) vehicles. Furthermore, staff measured the amount of curbside parking available on the east side of “A” Avenue adjacent to the Market. There are approximately 81 feet of parallel parking available for four (4) vehicles.

This item was presented to the Traffic Safety Committee on August 9, 2017. Mr. Pedro Anaya, representative for Mr. Salem, was in attendance and spoke in support of the item. Staff reminded Mr. Anaya and the Committee that City Council recently adopted a Parking Action Plan (PAP) for Downtown National City that considers installation of parking meters on E. 8th Street and “A” Avenue within the next two years. Therefore, the 30-minute time restricted parking signs, if approved, would serve as an interim solution to support the Market until implementation of the PAP.

The Traffic Safety Committee unanimously approved the staff recommendation to install 83 feet of diagonal “30-minute parking” located on E. 8th Street adjacent to the Market and 81 feet of parallel “30-minute” parking located on “A” Avenue adjacent to the Market as an interim solution until the City implements the PAP for Downtown National City.

If approved by City Council, all work will be performed by City Public Works.

Location Map with Recommended Enhancements (TSC Item: 2017-19)



**NATIONAL CITY TRAFFIC SAFETY COMMITTEE
AGENDA REPORT FOR AUGUST 9, 2017**

ITEM NO. 2017-19

ITEM TITLE: **REQUEST TO INSTALL 83 FEET OF DIAGONAL "30-MINUTE PARKING" LOCATED ON E. 8TH STREET IN FRONT OF "BIG BEN SPECIALTY MARKET" AND 81 FEET OF PARALLEL "30-MINUTE PARKING" LOCATED ON "A" AVENUE ADJACENT TO "BIG BEN SPECIALTY MARKET" TO INCREASE PARKING TURNOVER FOR CUSTOMERS**

PREPARED BY: Luca Zappiello, Civil Engineering Technician
Engineering & Public Works Department

DISCUSSION:

Mr. Naseem Salem, owner of "Big Ben Specialty Market" (Market), located at 108 E. 8th Street, has requested time restricted parking on E. 8th Street in front of the Market and on "A" Avenue adjacent to the Market in order to increase parking turnover for customers. Mr. Salem stated that the customers are unable to find on-street parking easily and drive out of the area in order to find available parking. Furthermore, Mr. Salem stated that parking spaces in front of his business are frequently occupied by vehicles all day. According to Mr. Salem, the conversion from unrestricted parking to 30-minute parking will provide customers ample time to shop at the Market and increase parking turnover for customers.

Staff visited the site and verified that the Market is located on the corner between E. 8th Street and "A" Avenue. The business has a customer parking lot with twenty-two (22) private parking spaces, including two disabled parking spaces. The parking lot is located in the rear of the building. The business does not have direct access from the parking lot to the Market. The only access to the Market is on E. 8th Street. There are unrestricted parking spaces in front of and adjacent to the Market. The north side of E. 8th Street has 30-minute parking across of the street from the Market.

Staff measured the amount of parking available on the south side of 8th Street in front of the Market. There are approximately 83 feet of diagonal parking available for seven (7) vehicles. Furthermore, staff measured the amount of curbside parking available on the east side of "A" Avenue adjacent to the Market. There are approximately 81 feet of parallel parking available for four (4) vehicles.

STAFF RECOMMENDATION:

Staff recommends the installation of 83 feet of diagonal "30-minute parking" located on E. 8th Street in front of "Big Ben Specialty Market" and 81 feet of parallel "30-minute" parking located on "A" Avenue adjacent to "Big Ben Specialty Market" as an interim solution until the city adopts a formal management plan for downtown National City.

EXHIBITS:

1. Correspondence
2. Location Map
3. Photos

2017-19



May 16, 2017

Stephen Manganiello
National City Director of Public Works/City Engineering
1243 National City Blvd
National City, CA 91950

RE: Installing Parking Time Restrictions Along 8th Street, A Avenue and B Avenue

Dear Mr. Manganiello,

I am the owner of Big Ben Specialty Market located at 108 East 8th Street, National City, CA 91950. I would like to formally request the installation of 30 minute parking zones along East 8th Street between A Avenue and B Avenue, as well on A Avenue and B Avenue between East 8th Street and East 9th Street.

As you may be aware, due to the recent construction on 8th Street we have seen a decline in business. We have heard from our customers that they were discouraged from traveling near our store due to the traffic and congestion caused by construction. Now that construction has finished, unrestricted parking has allowed nearby residents, travelers and workers to park their cars all day taking up spaces that our customers could use as they visit our store. As a result, my customers are left circling the block looking for available parking before turning away permanently. Many times, the decision to stop into our store is based on the perception to be able to make this a quick visit. I believe the addition of parking restrictions would help my business and others to flourish.

The addition of these parking restrictions, along with our existing parking, coupled with increased enforcement, would likely increase foot traffic, restore the prominence of the businesses nearby and ensure Big Ben Specialty Market can continue to provide jobs for many hard working residents.

As we understand, the submission of this request allows for the process to move forward. We have hired Pedro Anaya from Southwest Strategies to work on this on our behalf, he can serve as the point of contact to answer any questions or coordinate any required efforts. Pedro can be reached at

We look forward to discussing our request at your convenience. I thank you in advance for your prompt response.

Sincerely,


Naseem Salem

108 E 8th St, National City, CA 91950

Phone:

Fax

Location Map with Recommended Enhancements (TSC Item: 2017-19)





Location of proposed 30 minute parking located on E. 8th Street (looking west)



Location of proposed 30 minute parking located on "A" Avenue (looking south)

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City authorizing the conversion of 67 feet of 1-hour parallel parking to 30-minute parking on National City Boulevard adjacent to “B&B Furniture” and install 37 feet of 30-minute parallel parking on W

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.

ITEM TITLE:

Resolution of the City Council of the City of National City authorizing the conversion of 67 feet of 1-hour parallel parking to 30-minute parking on National City Boulevard adjacent to "B&B Furniture" and install 37 feet of 30-minute parallel parking on W. 4th Street adjacent to "B&B Furniture" to increase parking turnover for customers (TSC No. 2017-20).

PREPARED BY: Luca Zappiello, Civil Engineering Tech

PHONE: 619-336-4360

DEPARTMENT: Engineering/Public Works

APPROVED BY: _____

EXPLANATION:

See attached.



FINANCIAL STATEMENT:

ACCOUNT NO.

N/A

APPROVED: _____ **Finance**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: INTRODUCTION: ☐ FINAL ADOPTION: ☐

STAFF RECOMMENDATION:

Adopt Resolution authorizing conversion of 67 feet of 1-hour parallel parking to 30-minute parking on National City Blvd adjacent to "B&B Furniture" and installation of 37 feet of 30-minute parallel parking on W. 4th St adjacent to "B&B Furniture".

BOARD / COMMISSION RECOMMENDATION:

At their meeting on August 9, 2017, the Traffic Safety Committee approved staff's recommendation to convert 1-hour parking to 30-minute parking on National City Blvd adjacent to "B&B Furniture" and install 30-minute parking on W. 4th St.

ATTACHMENTS:

1. Explanation w/ Exhibits
2. Staff Report to the Traffic Safety Committee on August 9, 2017 (TSC No. 2017-20)
3. Resolution

EXPLANATION

Ms. Ellen Stewart, owner of the business "B&B Furniture" at 404-408 National City Boulevard, has requested the conversion of a 1-hour to 30-minute parking zone in front of her business and the installation of a 30-minute parking zone on W. 4th Street adjacent to the business. Ms. Stewart stated that the conversion from 1-hour to 30-minute parking in front of her business and the installation of 30-minute parking on W. 4th Street adjacent to the business should increase the viability of her business, provide enough time for customers to load goods into the car, and reduce the amount of time that vehicles are parked in front of her business.

Staff visited the site and verified that the business does not have off-street parking. Staff measured the amount of parking available on the west side of National City Boulevard in front of "B&B Furniture". There are approximately 67 feet of parallel parking available for three (3) vehicles. Furthermore, staff measured the amount of curbside parking available on the south side of W. 4th Street adjacent to "B&B Furniture". There are approximately 37 feet of parallel parking available for two (2) vehicles.

This item was presented to the Traffic Safety Committee on August 9, 2017. Ms. Ellen Stewart was in attendance and spoke in support of the item.

The Traffic Safety Committee unanimously approved the staff recommendations to convert 67 feet of parallel parking zone from 1-hour to 30-minute parking in front of "B&B Furniture" located at 404-408 National City Boulevard and to install 37 feet of parallel 30-minute parking located on W. 4th Street adjacent to "B&B Furniture" to increase parking turnover for customers.

If approved by City Council, all work will be performed by City Public Works.

Location Map with Recommended Enhancements (TSC Item: 2017-20)



**NATIONAL CITY TRAFFIC SAFETY COMMITTEE
AGENDA REPORT FOR AUGUST 9, 2017**

ITEM NO. 2017-20

ITEM TITLE: **REQUEST TO CONVERT 67 FEET OF PARALLEL PARKING ZONE FROM 1-HOUR TO 30-MINUTE PARKING ON NATIONAL CITY BOULEVARD IN FRONT OF "B&B FURNITURE" AND INSTALL 37 FEET OF PARALLEL "30-MINUTE PARKING" LOCATED ON W. 4TH STREET ADJACENT TO "B&B FURNITURE" TO INCREASE PARKING TURNOVER FOR CUSTOMERS**

PREPARED BY: Luca Zappiello, Civil Engineering Technician
Engineering & Public Works Department

DISCUSSION:

Ms. Ellen Stewart, owner of the business "B&B Furniture" at 404-408 National City Boulevard, has requested the conversion of a 1-hour to 30-minute parking zone in front of her business and the installation of a 30-minute parking zone on W. 4th Street adjacent to the business. Ms. Stewart stated that the conversion from 1-hour to 30-minute parking in front of her business and the installation of 30-minute parking on W. 4th Street adjacent to the business should increase the viability of her business, provide enough time for customers to load goods into the car, and reduce the amount of time that vehicles are parked in front of Ms. Stewart's business.

Staff visited the site and verified that the business does not have off-street parking. Staff measured the amount of parking available on the west side of National City Boulevard in front of "B&B Furniture". There are approximately 67 feet of parallel parking available for three (3) vehicles. Furthermore, staff measured the amount of curbside parking available on the south side of W. 4th Street adjacent to "B&B Furniture". There are approximately 37 feet of parallel parking available for two (2) vehicles.

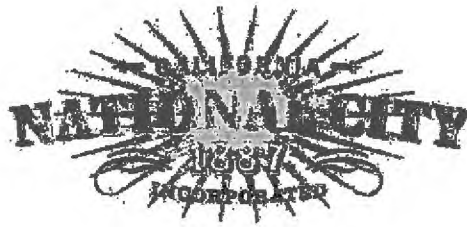
STAFF RECOMMENDATION:

Staff recommends the conversion of 67 feet of parallel parking zone from 1-hour to 30-minute parking in front of "B&B Furniture" located at 404-408 National City Boulevard and the installation of 37 feet of parallel "30-minute parking" located on W. 4th Street adjacent to "B&B Furniture" to increase parking turnover for customers.

EXHIBITS:

1. Public Request
2. Location Map
3. Photos

2017-20



PUBLIC REQUEST FORM

Contact Information

Name: ELLEN R STEWART
Address: 3619 FILLY LANE. BONITA CA 91902
Phone: _____ Email: _____

Request Information

Location: 404 - 408 National City Blvd. N.C.
Request: Parking in front 1/2 hr.

Attachments: ☐ Yes ☒ No Description: _____

Internal Use Only:

Request Received By: LUCA ZAPPIELLO Date: 6/20/2017
Received via: ☒ Counter/In-Person ☐ Telephone ☐ Email ☐ Fax ☐ Referral: _____
Assigned To: L. ZAPPIELLO
Notes: _____



August 1, 2017

Resident/Property Owner

Subject: TRAFFIC SAFETY COMMITTEE (TSC) ITEM NO. 2017-20

REQUEST TO CONVERT 67 FEET OF PARALLEL PARKING ZONE FROM 1-HOUR TO 30-MINUTE PARKING ON NATIONAL CITY BOULEVARD IN FRONT OF "B&B FURNITURE" AND INSTALL 37 FEET OF PARALLEL "30-MINUTE PARKING" LOCATED ON W. 4TH STREET ADJACENT TO "B&B FURNITURE" TO INCREASE PARKING TURNOVER FOR CUSTOMERS

Dear Sir/Madame:

The City of National City would like to invite you to our next public Traffic Safety Committee Meeting scheduled for **Wednesday, August 9, 2017, at 1:00 P.M.** in the 2nd Floor Large Conference Room of the Civic Center Building, 1243 National City Boulevard, to discuss the above-referenced item.

The City Hall is ADA compliance. Please note that there are two disabled persons parking spaces in front of City Hall on the east side of National City that provide direct access to the 2nd Floor of City Hall via a pedestrian bridge.

If you have any questions, comments, and/or concerns, please contact the Engineering Department at 619-336-4380 and reference Traffic Safety Committee Item Number 2017-20.

Sincerely,

Stephen Manganiello
City Engineer

SM:lz

Enclosure: Location Map

2017-20

1234 National City Boulevard, National City, CA 91950-6530
(619) 336-4380 Fax (619) 336-4397 engineering@nationalcityca.gov

Location Map with Recommended Enhancements (TSC Item: 2017-20)





Location of request for the conversion from 1-hour to 30 minutes time restricted (looking southeast)



Location of request for the installation of a 30 minute parking zone (looking southeast)

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City authorizing the installation of a blue curb disabled persons parking space with signage in front of the residence at 635 “J” Avenue (TSC No. 2017-21). (Engineering/Public Works)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.

ITEM TITLE:

Resolution of the City Council of the City of National City authorizing the installation of a blue curb disabled persons parking space with signage in front of the residence at 635 "J" Avenue (TSC No. 2017-21).

PREPARED BY: Luca Zappiello, Civil Engineering Tech

PHONE: 619-336-4360

DEPARTMENT: Engineering/Public Works

APPROVED BY: _____

EXPLANATION:

See attached.



FINANCIAL STATEMENT:

ACCOUNT NO.

N/A

APPROVED: _____ **Finance**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: INTRODUCTION: ☐ **FINAL ADOPTION:** ☐

STAFF RECOMMENDATION:

Adopt a Resolution authorizing installation of a blue curb disabled persons parking space with signage in front of the residence at 635 "J" Avenue.

BOARD / COMMISSION RECOMMENDATION:

At their meeting on August 9, 2017, the Traffic Safety Committee approved staff's recommendation to install a blue curb disabled persons parking space with signage in front of the residence at 635 "J" Avenue.

ATTACHMENTS:

1. Explanation w/ Exhibits
2. Staff Report to the Traffic Safety Committee on August 9, 2017 (TSC No. 2017-21)
3. Resolution

EXPLANATION

Mrs. Jessie Calderon, resident of 635 "J" Avenue, has requested a blue curb disabled persons parking space in front of her residence. The resident possesses a valid disabled persons placard from the California Department of Motor Vehicles.

Mrs. Calderon's husband, Mr. Frank Calderon, stated that since his wife uses a wheelchair, a blue curb disabled persons parking space would allow him to park the car in front of his house, providing his wife with easier access to the house.

Staff visited the site and observed that Mrs. Calderon's residence does not have a driveway or garage. The residence is located on a corner on the east side of "J" Avenue and north side of E. 7th Street. Staff measured the curb on the east side of "J" Avenue. There are approximately 75 feet (equal to four parking spaces) of unrestricted parking between the northeast ramp at "J" Avenue and E. 7th Street and the driveway of the residence at 631 "J" Avenue. The slope of "J" Avenue in front of her residence is negligible.

The City Council has adopted a policy which is used to evaluate requests for disabled persons parking spaces. The City Council Disabled Persons Parking Policy requirements for "Special Hardship" cases are as follows:

1. Applicant (or guardian) must be in possession of valid license plates or placard for "disabled persons" or "disabled veterans". This condition is met.
2. The proposed disabled parking space must be in front (or side if on a corner lot) of the applicant's (or guardian's) place of residence. This condition is met.
3. The residence must not have useable off-street parking available or an off-street space available that may be converted into disabled parking. This condition is met.

Since all three conditions of the City Council Disabled Persons Parking Policy for "Special Hardship" cases are met, staff recommend the installation of a blue curb disabled persons parking space with signage at 635 "J" Avenue.

This item was presented to the Traffic Safety Committee on August 9, 2017. Mr. Frank Calderon was present and he spoke in support of the installation of the blue curb disabled persons parking space in front of his residence.

The Traffic Safety Committee unanimously approved the staff recommendation to install a blue curb disabled persons parking space with signage at 635 "J" Avenue. Staff reminded Mr. Calderon that any person with a valid disabled persons license plate or placard may park in the blue curb parking space.

If approved by City Council, all work will be performed by City Public Works.

Location Map with Recommended Enhancements (TSC Item: 2017-21)



**NATIONAL CITY TRAFFIC SAFETY COMMITTEE
AGENDA REPORT FOR AUGUST 9, 2017**

ITEM NO. 2017-21

ITEM TITLE: **REQUEST TO INSTALL A BLUE CURB DISABLED PERSONS PARKING SPACE WITH SIGNAGE IN FRONT OF THE RESIDENCE AT 635 "J" AVENUE.**

PREPARED BY: Luca Zappiello, Civil Engineering Technician
Engineering & Public Works Department

DISCUSSION:

Mrs. Jessie Calderon, resident of 635 "J" Avenue, has requested a blue curb disabled persons parking space in front of her residence. The resident possesses a valid disabled persons placard from the California Department of Motor Vehicles.

Mrs. Calderon's husband, Mr. Frank Calderon stated that since his wife uses a wheelchair, a blue curb disabled persons parking space would allow him to park the car in front of his house, providing his wife with easier access to the house.

Staff visited the site and observed that Mrs. Calderon's residence does not have a driveway or garage. The residence is located on a corner on the east side of "J" Avenue and north side of E. 7th Street. Staff measured the curb on the east side of "J" Avenue. There are approximately 75 feet (equal to four parking spaces) of unrestricted parking between the northeast ramp at "J" Avenue and E. 7th Street and the driveway of the residence at 631 "J" Avenue. The slope of "J" Avenue in front of her residence is negligible.

The City Council has adopted a policy which is used to evaluate requests for disabled persons parking spaces. The City Council Disabled Persons Parking Policy requirements for "Special Hardship" cases are as follows:

1. Applicant (or guardian) must be in possession of valid license plates or placard for "disabled persons" or "disabled veterans". *This condition is met.*
2. The proposed disabled parking space must be in front (or side if on a corner lot) of the applicant's (or guardian's) place of residence. *This condition is met.*
3. The residence must not have useable off-street parking available or an off-street space available that may be converted into disabled parking. *This condition is met.*

It shall be noted that disabled persons parking spaces do not constitute "personal reserved parking" and that any person with valid "disabled persons" license plates or placards may park in handicap spaces.

STAFF RECOMMENDATION:

Since all three conditions of the City Council Disabled Persons Parking Policy for “Special Hardship” cases are met, staff recommend the installation of a blue curb disabled persons parking space with signage at 635 “J” Avenue.

EXHIBITS:

1. Disabled Persons Parking Request Form and Placard
2. Public Notice
3. Location Map
4. Photos
5. City Council Disabled Persons Parking Policy

2017-21

REQUEST FOR BLUE CURB DISABLED PERSONS PARKING SPACE

NAME OF DISABLED PERSON: Jessie CALDERON

NAME OF REPRESENTATIVE FOR DISABLED PERSON (If different from above):
FRANK CALDERON

ADDRESS: 635 J" AVE NATIONAL CITY, 919 50-253

EMAIL: _____

PHONE NUMBER: _____

Please answer the following questions, which will assist Engineering staff, the Traffic Safety Committee, and your City Council in determining if you are qualified to have a blue curb disabled persons parking space placed in front of your residence. Please be informed that all blue curb parking spaces are considered public parking. Therefore, any registered vehicle in possession of a disabled persons placard or license plate is legally allowed to park in the blue curb space for up to 72 continuous hours.

- 1) Do you possess a valid disabled person's placard issued by the California Department of Motor Vehicles (DMV)? ☒ YES ☐ NO
 If YES, please include a copy of the placard, which contains your name, address, placard number, and expiration date.

- 2) Does your residence have a garage? YES ☐ ☒ NO
 If YES, is the garage large enough to park a vehicle (minimum of 20' x 12')? YES ☐ NO ☐

- 3) Does your residence have a driveway? YES ☐ ☒ NO
 If YES, a) is the driveway large enough to park a vehicle? YES ☐ NO ☐
 (minimum of 20' x 12')
 b) Is the driveway level? YES ☐ NO ☐
 c) Is the driveway sloped/inclined? YES ☐ NO ☐

4) Please write any additional comments here (optional).

MY WIFE NEED A TO GET
AROUND

DEPARTMENT OF MOTOR VEHICLES

PLACARD NUMBER:

**DISABLED PERSON
PLACARD IDENTIFICATION
CARD/RECEIPT**

EXPIRES: 06/30/2019

DATE ISSUED:



OFFICIAL SEAL

This identification card or facsimile copy is to be carried by the placard owner. Present it to any peace officer upon demand. Immediately notify DMV by mail of any change of address. When parking, hang the placard from the rear view mirror, remove it from the mirror when driving.

**When your placard is properly displayed,
you may park in or on:**

TYPE: N1

TV: 92

CO: 37

- * Disabled person parking spaces (blue zones)
- * Street metered zones without paying.
- * Green zones without restrictions to time limits.
- * Streets where preferential parking privileges are given to residents and merchants.

DOB:

ISSUED TO

**CALDERON JESSIE
635 J AVE**

NATIONAL CITY CA 91950

You may not park in or on:

- * Red, Yellow, White or Tow Away Zones.
- * Cross-hatch marked spaces next to disabled person parking spaces.

It is considered misuse to:

- * Display a placard unless the disabled owner is being transported.
- * Display a placard which has been cancelled or revoked.
- * Loan your placard to anyone, including family members.

Purchase of fuel

(Business & Professions Code 13660):

State law requires service stations to refuel a disabled person's vehicle at self-service rates, except self-service facilities with only one cashier.

Misuse is a misdemeanor (section 4461VC) and can result in cancellation or revocation of the placard, loss of parking privileges, and/or fines.

REMOVE FROM MIRROR BEFORE DRIVING VEHICLE

CALIFORNIA



WARNING: The illegal use of a disabled parking placard could result in a maximum fine of \$4,200.

PARKING PLACARD



DISABLED PERSON

EXPIRES JUNE 30



PURCHASE OF FUEL (Business & Professions Code 16600)
State law requires service stations to refuel a disabled person's vehicle at self-service rates, except at service facilities with only one employee on duty.



August 01, 2017

Resident/Property Owner

Subject: TRAFFIC SAFETY COMMITTEE (TSC) ITEM NO. 2017-21

**REQUEST TO INSTALL A BLUE CURB DISABLED PERSONS PARKING SPACE
WITH SIGNAGE IN FRONT OF THE RESIDENCE AT 635 "J" AVENUE.**

Dear Sir/Madame:

The City of National City would like to invite you to our next public Traffic Safety Committee Meeting scheduled for **Wednesday, August 9, 2017, at 1:00 P.M.** in the 2nd Floor Large Conference Room of the Civic Center Building, 1243 National City Boulevard, to discuss the above-referenced item.

The City Hall is ADA compliance. Please note that there are two disabled persons parking spaces in front of City Hall on the east side of National City that provide direct access to the 2nd Floor of City Hall via a pedestrian bridge.

If you have any questions, comments, and/or concerns, please contact the Engineering Department at 619-336-4380 and reference Traffic Safety Committee Item Number 2017-21.

Sincerely,

Stephen Manganiello
City Engineer

SM:lz

Enclosure: Location Map

2017-21

1234 National City Boulevard, National City, CA 91950-6530
(619) 336-4380 Fax (619) 336-4397 engineering@nationalcityca.gov

Location Map with Recommended Enhancements (TSC Item: 2017-21)





Location of proposed blue curb disabled person's parking space in front of 635 "J" Avenue (looking north)



Location of proposed blue curb disabled person's parking space in front of 635 "J" Avenue (looking northeast)

DISABLED PERSONS PARKING POLICY

The purpose of a disabled persons parking zone is to provide designated parking spaces at major points of assembly for the exclusive use of physically disabled persons whose vehicle displays a distinguishing license plate as authorized by the California Department of Motor Vehicles.

The City Council may upon recommendation of the City Engineer, designate specially marked and posted on-street parking spaces for disabled persons pursuant to California Vehicle Code 21101, et seq. at the following facilities:

1. Government buildings serving the public such as administration buildings, public employment offices, public libraries, police stations, etc.
2. Hospitals and convalescent homes with more than 75-bed capacity.
3. Medical facilities and doctors' offices staffed by a maximum of five practitioners. Zones shall be located to serve a maximum number of facilities on one block.
4. Community service facilities such as senior citizens service centers, etc.
5. Accredited vocational training and educational facilities where no off-street parking is provided for disabled persons.
6. Employment offices for major enterprises employing more than 200 persons.
7. Public recreational facilities including municipal swimming pools, recreation halls, museums, etc.
8. Public theaters, auditoriums, meeting halls, arenas, stadiums with more than 300 seating capacity.
9. Other places of assembly such as schools and churches.
10. Commercial and/or office building(s) with an aggregate of more than 50,000 square feet of usable floor space. Zone shall be located to serve a maximum number of facilities on one block.
11. Hotels catering to daily guests, maintaining a ground floor lobby and a switchboard that is operated 24 hours per day.

12. A hotel or apartment house catering to weekly or monthly guests and containing more than 30 separate living units.

In addition, disabled persons parking spaces may be provided within all publicly owned, leased or controlled off-street parking facilities as specified in the General Requirements.

General Requirements

Each disabled persons parking space shall be indicated by blue paint and a sign (white on blue) showing the international symbol of accessibility (a profile view of a wheelchair with occupant).

Where installed under the above criteria the total number of disabled persons curb parking spaces will be limited to 3% of the total number of on-street parking spaces available in the area and shall be distributed uniformly within the area.

Disabled persons parking will not be installed at locations with a full-time parking prohibition. When a disabled persons parking zone is installed where a part-time parking prohibition is in effect, the disabled persons parking zone will have the same time restrictions as the part-time parking prohibition.

The cost of installing disabled persons parking will be assumed by the City on public streets and public off-street parking facilities.

In establishing on-street parking facilities for the disabled there shall be a reasonable determination made that the need is of an on-going nature. The intent is to prevent the proliferation of special parking stalls that may be installed for a short-term purpose but later are seldom used. Unjustified installation of such parking stalls unnecessarily increases the City's maintenance and operations costs, reduce available on-street parking for the general public, and detract from the overall effectiveness of the disabled persons parking program.

Special Hardship Cases

It is not the intention of the City to provide personal reserved parking on the public right-of-way, especially in residential areas. However, exceptions may be made, in special hardship cases, provided all of the following conditions exists:

- (1) Applicant (or guardian) must be in possession of valid license plates for "disabled persons" or "disabled veterans."
- (2) The proposed disabled parking space must be in front of the applicant's (or guardian's) place of residence.

- (3) Subject residence must not have useable off-street parking available or off-street space available that may be converted into disabled parking.

NOTE: It must be emphasized that such parking spaces do not constitute "personal reserved parking" and that any person with valid "disabled persons" license plates may park in the above stalls.

Jha:p

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City authorizing the installation of a second blue curb disabled persons parking space with signage in front of the residence at 2121 Wilson Avenue (TSC No. 2017-22). (Engineering/Public Works)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.

ITEM TITLE:

Resolution of the City Council of the City of National City authorizing the installation of a second blue curb disabled persons parking space with signage in front of the residence at 2121 Wilson Avenue (TSC No. 2017-22).

PREPARED BY: Luca Zappiello, Civil Engineering Tech

PHONE: 619-336-4360

DEPARTMENT: Engineering/Public Works

APPROVED BY: _____

EXPLANATION:

See attached.



FINANCIAL STATEMENT:

ACCOUNT NO.

N/A

APPROVED: _____ **Finance**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: INTRODUCTION: ☐ FINAL ADOPTION: ☐

STAFF RECOMMENDATION:

Adopt a Resolution authorizing installation of a second blue curb disabled persons parking space with signage in front of the residence at 2121 Wilson Avenue.

BOARD / COMMISSION RECOMMENDATION:

At their meeting on August 9, 2017, the Traffic Safety Committee approved staff's recommendation to install a second blue curb disabled persons parking space with signage in front of the residence at 2121 Wilson Avenue.

ATTACHMENTS:

1. Explanation w/ Exhibits
2. Staff Report to the Traffic Safety Committee on August 9, 2017 (TSC No. 2017-22)
3. Resolution

EXPLANATION

Mr. Alejandro Sevilla, resident of 2121 Wilson Avenue, has requested a second blue curb disabled persons parking space in front of his residence, since both he and his wife Maria are disabled and possess valid disabled persons placards from the California Department of Motor Vehicles (see attached). Mrs. Maria Sevilla requested and was granted a blue curb disabled persons parking space back in early 2016 (TSC No. 2015-24 and Resolution No. 2016-10).

Staff visited the site and observed that Mr. Sevilla's residence does not have a driveway or garage. The residence is located on the east side of Wilson Avenue. Mr. Sevilla's residence is the only residence on Wilson Avenue between the W. 21st Street and W. 22nd Street. Staff measured the curb in front of the residence. There are approximately 36 feet of parking between the driveway of the business located at 2101 Wilson and the driveway of the empty lot adjacent to the property. The slope of Wilson Avenue in front of the residence is negligible.

The City Council has adopted a policy which is used to evaluate requests for disabled persons parking spaces. The City Council Disabled Persons Parking Policy requirements for "Special Hardship" cases are as follows:

1. Applicant (or guardian) must be in possession of valid license plates or placard for "disabled persons" or "disabled veterans". This condition is met.
2. The proposed disabled parking space must be in front (or side if on a corner lot) of the applicant's (or guardian's) place of residence. This condition is met.
3. The residence must not have useable off-street parking available or an off-street space available that may be converted into disabled parking. This condition is met.

Since all three conditions of the City Council Disabled Persons Parking Policy for "Special Hardship" cases are met, staff recommend the installation of a second blue curb disabled persons parking space with signage at 2121 Wilson Avenue.

This item was presented to the Traffic Safety Committee on August 9, 2017. Mr. Sevilla was present and spoke in support of the installation of a second blue curb disabled persons parking space in front of his residence.

The Traffic Safety Committee unanimously approved the staff recommendation to install a second blue curb disabled persons parking space with signage at 2121 Wilson Avenue. Staff reminded Mr. Sevilla that any person with a valid disabled persons license plate or placard may park in the blue curb parking space.

If approved by City Council, all work will be performed by City Public Works.

Location Map with Recommended Enhancements (TSC Item: 2017-22)



NATIONAL CITY TRAFFIC SAFETY COMMITTEE AGENDA REPORT FOR AUGUST 9, 2017

ITEM NO. 2017-22

ITEM TITLE: REQUEST TO INSTALL A SECOND BLUE CURB DISABLED PERSONS PARKING SPACE WITH SIGNAGE AT 2121 WILSON AVENUE.

PREPARED BY: Luca Zappiello, Civil Engineering Technician
Engineering & Public Works Department

DISCUSSION:

Mr. Alejandro Sevilla, resident of 2121 Wilson Avenue, has requested a second blue curb disabled persons parking space in front of his residence, since both he and his wife Maria are disabled and possess valid disabled persons placards from the California Department of Motor Vehicles (see attached). Mrs. Maria Sevilla requested and was granted a blue curb disabled persons parking space back in early 2016 (TSC No. 2015-24 and Resolution No. 2016-10).

Staff visited the site and observed that Mr. Sevilla's residence does not have a driveway or garage. The residence is located on the east side of Wilson Avenue. Mr. Sevilla's residence is the only residence on Wilson Avenue between the W. 21st Street and W. 22nd Street. Staff measured the curb in front of the residence. There are approximately 36 feet of parking between the driveway of the business located at 2101 Wilson and the driveway of the empty lot adjacent to the property. The slope of Wilson Avenue in front of the residence is negligible.

The City Council has adopted a policy which is used to evaluate requests for disabled persons parking spaces. The City Council Disabled Persons Parking Policy requirements for "Special Hardship" cases are as follows:

1. Applicant (or guardian) must be in possession of valid license plates or placard for "disabled persons" or "disabled veterans". *This condition is met.*
2. The proposed disabled parking space must be in front (or side if on a corner lot) of the applicant's (or guardian's) place of residence. *This condition is met.*
3. The residence must not have useable off-street parking available or an off-street space available that may be converted into disabled parking. *This condition is met.*

It shall be noted that disabled persons parking spaces do not constitute "personal reserved parking" and that any person with valid "disabled persons" license plates or placards may park in handicap spaces.

STAFF RECOMMENDATION:

Since all three conditions of the City Council Disabled Persons Parking Policy for "Special Hardship" cases are met, staff recommend the installation of a second blue curb disabled persons parking space with signage at 2121 Wilson Avenue.

EXHIBITS:

1. Disabled Persons Parking Request Form and Placard
2. Public Notice
3. Location Map
4. Photos
5. City Council Disabled Persons Parking Policy

2017-22

RECEIVED
ENGINEERING DEPT.

To Whom It May Concern:

Hello,

I am writing you to request that you please paint a Blue Disability Parking Zone on the curb near my house located on 2121 Wilson Ave, National City, California, 91950. My name is Alejandro Sevilla and I am a disabled person which makes it difficult for me to walk distances. Because the parking is very limited on my street, it is often very hard to me to find parking, which means that I usually will have to park very far from my house and then walk all of the way back to my house

the results. I currently have a Disabled Person Parking Placard

I have attached a photo copy of my Disabled Placard and Receipt. Please let me know if any other information is needed at this time.

Sincerely,

Alejandro Sevilla
2121 Wilson Avenue
National City, Ca 91950

Alejandro Sevilla

REQUEST FOR BLUE CURB DISABLED PERSONS PARKING SPACE

NAME OF DISABLED PERSON: ALEJANDRO SEVILLA

NAME OF REPRESENTATIVE FOR DISABLED PERSON (if different from above): _____

ADDRESS: 2121 WILSON AVENUE, NATIONAL CITY, CA 91950

EMAIL: _____

PHONE NUMBER: _____

Please answer the following questions, which will assist Engineering staff, the Traffic Safety Committee, and your City Council in determining if you are qualified to have a blue curb disabled persons parking space placed in front of your residence. Please be informed that all blue curb parking spaces are considered public parking. Therefore, any registered vehicle in possession of a disabled persons placard or license plate is legally allowed to park in the blue curb space for up to 72 continuous hours.

- 1) Do you possess a valid disabled person's placard issued by the California Department of Motor Vehicles (DMV)? ☒ YES ☐ NO

If YES, please include a copy of the placard, which contains your name, address, placard number, and expiration date.

- 2) Does your residence have a garage? ☐ YES ☒ NO

If YES, is the garage large enough to park a vehicle (minimum of 20' x 12') ☐ YES ☐ NO

- 3) Does your residence have a driveway? ☐ YES ☒ NO

If YES, a) Is the driveway large enough to park a vehicle? ☐ YES ☐ NO
(minimum of 20' x 12')

b) Is the driveway level? ☐ YES ☐ NO

c) Is the driveway sloped/inclined? ☐ YES ☐ NO

- 4) Please write any additional comments here (optional).

DEPARTMENT OF MOTOR VEHICLES**PLACARD NUMBER:****EXPIRES: 06/30/2019****DATE ISSUED:**
**DISABLED PERSON
PLACARD IDENTIFICATION
CARD/RECEIPT**

This identification card or facsimile copy is to be carried by the placard owner. Present it to any peace officer upon demand. Immediately notify DMV by mail of any change of address. When parking, hang the placard from the rear view mirror, remove it from the mirror when driving.

**When your placard is properly displayed,
you may park in or on:**

TYPE: N1**TV: 92****CO: 37****DOB:****ISSUED TO**

**SEVILLA ALEJANDRO
2121 WILSON AVE**

NATIONAL CITY CA 91950

- * Disabled person parking spaces (blue zones)
- * Street metered zones without paying.
- * Green zones without restrictions to time limits.
- * Streets where preferential parking privileges are given to residents and merchants.

You may not park in or on:

- Red, Yellow, White or Tow Away Zones.
- * Crosshatch marked spaces next to disabled person parking spaces.

It is considered misuse to:

- Display a placard unless the disabled owner is being transported.
- Display a placard which has been cancelled or revoked.
- Loan your placard to anyone, including family members.



**Purchase of fuel
(Business & Professions Code 13660):**

- * State law requires service stations to refuel a disabled person's vehicle at self-service rates, except self-service facilities with only one cashier.

It is a misdemeanor (section 4461VC) and can result in cancellation or revocation of the placard, loss of parking privileges, and/or fines.

010
DPP000 Rev(4/10)

**DEPARTMENT OF MOTOR VEHICLES
DISABLED PERSON
PLACARD IDENTIFICATION
CARD/RECEIPT**

PLACARD NUMBER:
EXPIRES: 05/30/2019
DATE ISSUED:

This identification card or facsimile copy is to be carried by the placard owner. Present it to any peace officer upon demand. Immediately notify DMV by mail of any change of address. When parking, hang the placard from the rear view mirror, remove it from the mirror when driving.

TYPE: N1

TV: 02

CG: 37

DOB:

ISSUED TO

**SEVILLA MARIA TERESA
2121 WILSON AVE**

NATIONAL CITY CA 91938

**When your placard is properly displayed,
you may park in or on:**

- Disabled person parking spaces (blue zones)
- Street metered zones without paying.
- Green zones without restrictions to time limits.
- Streets where preferential parking privileges are given to residents and merchants.

You may not park in or on:

- Red, Yellow, White or Tow Away Zones.
- Crosshatch marked spaces next to disabled person parking spaces.

It is considered misuse to:

- Display a placard unless the disabled owner is being transported.
- Display a placard which has been cancelled or revoked.
- Loan your placard to anyone, including family members.

Misuse is a misdemeanor (section 4461VC) and can result in cancellation or revocation of the placard, loss of parking privileges, and/or fines.

Purchase of fuel

(Business & Professions Code 13860):

- State law requires service stations to refuel a disabled person's vehicle at self-service rates, except self-service facilities with only one cashier.

DMV
DPP000 Rev 12



August 1, 2017

Resident/Property Owner

Subject: TRAFFIC SAFETY COMMITTEE (TSC) ITEM NO. 2017-22

**REQUEST TO INSTALL A SECOND BLUE CURB DISABLED PERSONS PARKING
SPACE WITH SIGNAGE AT 2121 WILSON AVENUE.**

Dear Sir/Madame:

The City of National City would like to invite you to our next public Traffic Safety Committee Meeting scheduled for **Wednesday, August 9, 2017, at 1:00 P.M.** in the 2nd Floor Large Conference Room of the Civic Center Building, 1243 National City Boulevard, to discuss the above-referenced item.

The City Hall is ADA compliance. Please note that there are two disabled persons parking spaces in front of City Hall on the east side of National City that provide direct access to the 2nd Floor of City Hall via a pedestrian bridge.

If you have any questions, comments, and/or concerns, please contact the Engineering Department at 619-336-4380 and reference Traffic Safety Committee Item Number 2017-22.

Sincerely,

Stephen Manganiello
City Engineer

SM:lz

Enclosure: Location Map

2017-22

1234 National City Boulevard, National City, CA 91950-6530
(619) 336-4380 Fax (619) 336-4397 engineering@nationalcityca.gov

Location Map with Recommended Enhancements (TSC Item: 2017-22)





Location of proposed second blue curb disabled person's parking space in front of 2121 Wilson Avenue (looking south)



Location of proposed second blue curb disabled person's parking in front of 2121 Wilson Avenue (looking northeast)

DISABLED PERSONS PARKING POLICY

The purpose of a disabled persons parking zone is to provide designated parking spaces at major points of assembly for the exclusive use of physically disabled persons whose vehicle displays a distinguishing license plate as authorized by the California Department of Motor Vehicles.

The City Council may upon recommendation of the City Engineer, designate specially marked and posted on-street parking spaces for disabled persons pursuant to California Vehicle Code 21101, et seq. at the following facilities:

1. Government buildings serving the public such as administration buildings, public employment offices, public libraries, police stations, etc.
2. Hospitals and convalescent homes with more than 75-bed capacity.
3. Medical facilities and doctors' offices staffed by a maximum of five practitioners. Zones shall be located to serve a maximum number of facilities on one block.
4. Community service facilities such as senior citizens service centers, etc.
5. Accredited vocational training and educational facilities where no off-street parking is provided for disabled persons.
6. Employment offices for major enterprises employing more than 200 persons.
7. Public recreational facilities including municipal swimming pools, recreation halls, museums, etc.
8. Public theaters, auditoriums, meeting halls, arenas, stadiums with more than 300 seating capacity.
9. Other places of assembly such as schools and churches.
10. Commercial and/or office building(s) with an aggregate of more than 50,000 square feet of usable floor space. Zone shall be located to serve a maximum number of facilities on one block.
11. Hotels catering to daily guests, maintaining a ground floor lobby and a switchboard that is operated 24 hours per day.

12. A hotel or apartment house catering to weekly or monthly guests and containing more than 30 separate living units.

In addition, disabled persons parking spaces may be provided within all publicly owned, leased or controlled off-street parking facilities as specified in the General Requirements.

General Requirements

Each disabled persons parking space shall be indicated by blue paint and a sign (white on blue) showing the international symbol of accessibility (a profile view of a wheelchair with occupant).

Where installed under the above criteria the total number of disabled persons curb parking spaces will be limited to 3% of the total number of on-street parking spaces available in the area and shall be distributed uniformly within the area.

Disabled persons parking will not be installed at locations with a full-time parking prohibition. When a disabled persons parking zone is installed where a part-time parking prohibition is in effect, the disabled persons parking zone will have the same time restrictions as the part-time parking prohibition.

The cost of installing disabled persons parking will be assumed by the City on public streets and public off-street parking facilities.

In establishing on-street parking facilities for the disabled there shall be a reasonable determination made that the need is of an on-going nature. The intent is to prevent the proliferation of special parking stalls that may be installed for a short-term purpose but later are seldom used. Unjustified installation of such parking stalls unnecessarily increases the City's maintenance and operations costs, reduce available on-street parking for the general public, and detract from the overall effectiveness of the disabled persons parking program.

Special Hardship Cases

It is not the intention of the City to provide personal reserved parking on the public right-of-way, especially in residential areas. However, exceptions may be made, in special hardship cases, provided all of the following conditions exists:

- (1) Applicant (or guardian) must be in possession of valid license plates for "disabled persons" or "disabled veterans."
- (2) The proposed disabled parking space must be in front of the applicant's (or guardian's) place of residence.

- (3) Subject residence must not have useable off-street parking available or off-street space available that may be converted into disabled parking.

NOTE: It must be emphasized that such parking spaces do not constitute "personal reserved parking" and that any person with valid "disabled persons" license plates may park in the above stalls.

Jha:p

The following page(s) contain the backup material for Agenda Item: National City Sales Tax Update Newsletter Fourth Quarter 2016. (Finance)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.:

ITEM TITLE:

National City Sales Tax Update Newsletter – Fourth Quarter 2016

PREPARED BY: Ed Prendell, Budget Analyst

PHONE: 619-336-4332

DEPARTMENT: Finance

APPROVED BY: Mark Ralento

EXPLANATION:

NEWSLETTER SUMMARY

National City's receipts from October through December were 6.0% above the fourth sales period in 2015. Excluding reporting aberrations, actual sales were up 3.4%.

The countywide use tax pool contributed the most to the overall improvement, though this gain was exaggerated by a onetime audit recovery from a business-industrial supplier.

New car sales also increased, aided by the largest dealer incentives available since 2009 as national automakers struggle to maintain market share. A new merchant lifted family apparel, while double payments from two specialty stores inflated results. Building and construction was the only major category to fall, but this loss was the result of a misallocation received last year. Absent this aberration, the sector would have otherwise posted a 9% gain amidst a vibrant regional construction market.

National City's voter approved Measure D added \$3,025,000 in revenue for the quarter, a 3.5% increase from last year.

Net of aberrations, taxable sales for all of San Diego County grew 2.6% over the comparable time period; the Southern California region was up 1.4%.

FINANCIAL STATEMENT:

ACCOUNT NO.
NA

APPROVED: Mark Ralento **FINANCE**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: INTRODUCTION ☐ FINAL ADOPTION ☐

STAFF RECOMMENDATION:

Accept and file the newsletter.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

National City Sales Tax Update Newsletter – Fourth Quarter 2016

Q4 2016



National City Sales Tax *Update*

First Quarter Receipts for Fourth Quarter Sales (October - December 2016)

National City In Brief

National City's receipts from October through December were 6.0% above the fourth sales period in 2015. Excluding reporting aberrations, actual sales were up 3.4%.

The countywide use tax pool contributed the most to the overall improvement, though this gain was exaggerated by a onetime audit recovery from a business-industrial supplier.

New car sales also increased, aided by the largest dealer incentives available since 2009 as national automakers struggle to maintain market share.

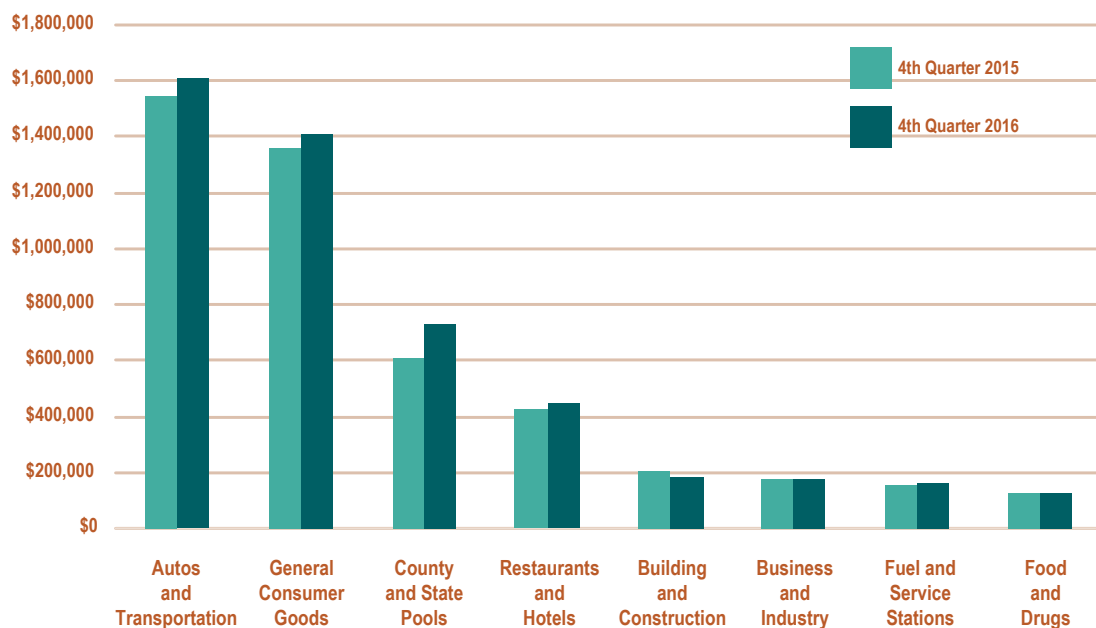
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SALES TAX BY MAJOR BUSINESS GROUP



TOP 25 PRODUCERS

IN ALPHABETICAL ORDER

Arco AM PM	Ron Baker Chevrolet
Ball Honda Acura	Ross
Mitsubishi Suzuki	South Bay
Kia	Volkswagen
Frank Hyundai	South County Buick
Frank Subaru	GMC
Frank Toyota Scion	Sweetwater Harley
H & M	Davidson
JC Penney	T Mobile
Macys	Target
Mossy Nissan	Toys R Us
Nordstrom Rack	USA Gasoline
Perry Chrysler	Victoria's Secret
Dodge Jeep Ram	Walmart
Perry Ford	Supercenter
Probuild	Wescott Mazda

REVENUE COMPARISON

Three Quarters – Fiscal Year To Date

	2015-16	2016-17
Point-of-Sale	\$11,483,576	\$12,026,303
County Pool	1,637,318	1,891,167
State Pool	12,958	7,100
Gross Receipts	\$13,133,852	\$13,924,570
Less Triple Flip*	\$(3,283,463)	\$0
Measure D	\$8,054,265	\$8,468,870

Statewide Results

Statewide sales tax receipts for the fourth quarter rose 1.5% over 2015, when excluding reporting aberrations.

The largest gain was in the county-wide use tax allocation pools due to the acceleration in online shopping where many of the orders are placed to, or shipped from, out-of-state fulfillment centers. Restaurant and auto sales closed the calendar year with strong results while receipts from general consumer goods were flat. Off-price apparel and dollar store gains offset declines in traditional department stores and warehouse retailers.

Business and industry receipts were down due to cutbacks in major energy projects; however, huge gains in warehouse fulfillment centers that fill in-state shipments from online orders somewhat negated the decline.

On an annual basis, the statewide gain ended 2.1% higher than calendar year 2015.

The Shrinking, Disappearing Retail Store

Agencies dependent on traditional brick-and-mortar retail stores for a major portion of their sales tax will be facing new challenges in the coming year as merchants retrench and downsize to cope with a rapidly changing environment.

Generational preferences for experiences over merchandise, plus the growing costs of health care, education and housing, are reducing discretionary spending for taxable goods while time-challenged consumers are opting for the convenience of online shopping.

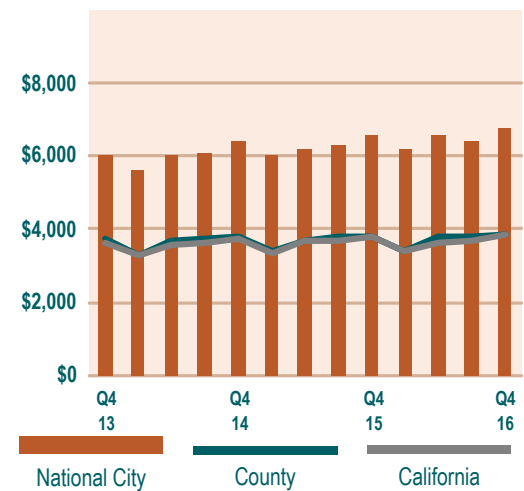
Online sales accounted for 13.0% of all general consumer goods purchased in 2016 with a 9.2% gain over calendar year 2015, while the growth in tax receipts from brick-and-mortar stores only grew 0.6%. The trend has been accelerated by the growing popularity of smart phones which Amazon estimates were used by nearly 70% of its shoppers during the most recent holiday quarter.

Retailers are responding by increasing their investment in mobile shopping platforms and delivery systems while pulling back investment on brick-and-mortar stores. Substantial closures are planned for 2017 while experiments with smaller stores, pick-up locations for online purchases, temporary “pop-up” shops and subleasing in-store space to others are on the rise.

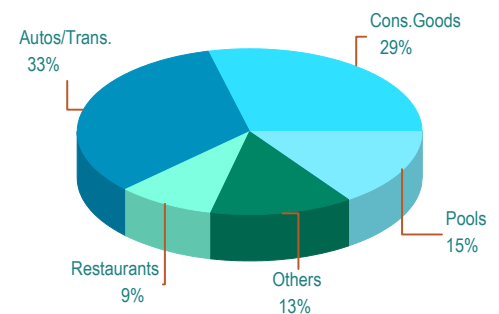
Mall operators are turning to grocers, fitness centers, medical services and residential components to fill vacant space and attract traffic. Smaller centers and downtown areas are responding by enhancing the shopping experience with more dining and entertainment options while local governments seek voter approval for higher levies to offset shrinking tax bases.

Stores are not in danger of disappearing. The ability to see, touch and feel, along with the overall shopping experience, will always be important. But evolving trends are requiring more focused economic strategies with better data and closer collaborations. The ultimate solution may be tax rates levied against today's economy rather than the one that existed when sales tax was first imposed in 1933.

SALES PER CAPITA



REVENUE BY BUSINESS GROUP National City This Quarter



NATIONAL CITY TOP 15 BUSINESS TYPES

<i>*In thousands of dollars</i>				
Business Type	National City Q4 '16*	Change	County Change	HdL State Change
Auto Lease	75.9	5.1%	7.3%	9.8%
Building Materials	143.9	9.5%	2.6%	0.7%
Casual Dining	163.4	3.2%	1.6%	2.9%
Department Stores	229.7	-0.9%	-8.1%	-5.6%
Discount Dept Stores	— CONFIDENTIAL —		-3.0%	-0.6%
Electronics/Appliance Stores	95.9	9.1%	-4.0%	-1.3%
Family Apparel	268.1	6.8%	0.6%	4.7%
Jewelry Stores	54.4	-5.1%	-2.1%	0.3%
New Motor Vehicle Dealers	1,264.9	4.5%	4.1%	5.6%
Quick-Service Restaurants	233.0	4.0%	6.8%	5.7%
Service Stations	161.7	1.9%	2.3%	-1.0%
Shoe Stores	83.7	15.3%	10.5%	4.5%
Specialty Stores	154.2	16.3%	5.8%	3.6%
Used Automotive Dealers	93.5	-4.1%	12.3%	7.6%
Women's Apparel	104.7	-3.1%	-0.2%	-0.5%
Total All Accounts	4,118.9	3.9%	2.5%	2.4%
County & State Pool Allocation	730.6	19.5%	17.9%	6.9%
Gross Receipts	4,849.5	6.0%	4.6%	3.0%

The following page(s) contain the backup material for Agenda Item: National City Sales Tax Update Newsletter First Quarter 2017. (Finance)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.:

ITEM TITLE:

National City Sales Tax Update Newsletter – First Quarter 2017

PREPARED BY: Ed Prendell, Budget Analyst

PHONE: 619-336-4332

DEPARTMENT: Finance

APPROVED BY: Mark Ralvito

EXPLANATION:

NEWSLETTER SUMMARY

National City's receipts from January through March were flat compared to the first sales period in 2016.

Recent openings in family apparel and specialty stores boosted post-holiday receipts in general retail. New eateries in quick-service, casual dining and fast-casual restaurants lifted the restaurant-hotel group as a whole.

The rise in the countywide use tax allocation pool reflects the acceleration of online purchases and the increasing share of overall gross receipts compared to locally generated 'point of sale' revenue.

New auto sales trailed regional trends while auto lease revenue posted a double-digit gain over last year. Non-recurring events accounted for the decline in business to business sales activity.

Measure D, the city's voter-approved transactions tax, generated an additional \$2,573,000 reflecting growth in auto-related sectors, restaurants and service stations.

Net of aberrations, taxable sales for all of San Diego County grew 2.7% over the comparable time period; the Southern California region was up 2.0%.

FINANCIAL STATEMENT:

ACCOUNT NO.
NA

APPROVED: Mark Ralvito **FINANCE**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: INTRODUCTION ☐ FINAL ADOPTION ☐

STAFF RECOMMENDATION:

Accept and file the newsletter.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

National City Sales Tax Update Newsletter – First Quarter 2017

Q1 2017



National City Sales Tax *Update*

Second Quarter Receipts for First Quarter Sales (January - March 2017)

National City In Brief

National City's receipts from January through March were flat compared to the first sales period in 2016.

Recent openings in family apparel and specialty stores boosted post-holiday receipts in general retail. New eateries in quick-service, casual dining and fast-casual restaurants lifted the restaurant-hotel group as a whole.

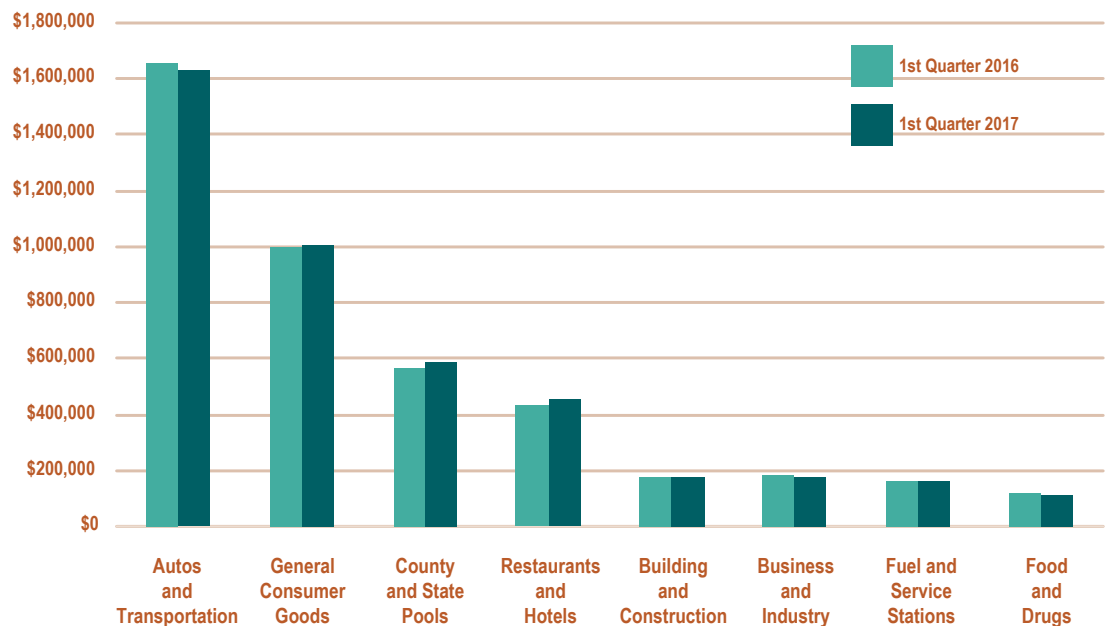
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SALES TAX BY MAJOR BUSINESS GROUP



TOP 25 PRODUCERS

IN ALPHABETICAL ORDER

Arco AM PM	Probuild Company
Ball Honda Acura	Ron Baker Chevrolet
Mitsubishi Suzuki	Ross
Kia	South Bay
Frank Hyundai	Volkswagen
Frank Subaru	South County Buick
Frank Toyota Scion	GMC
JC Penney	Sweetwater Harley
Macys	Davidson
Mor Furniture 4 Less	T Mobile
Mossy Nissan	Target
National City Auto Center	USA Gasoline
Nordstrom Rack	Walmart
Perry Chrysler	Supercenter
Dodge Jeep Ram	Wescott Mazda
Perry Ford	Westair Gases & Equipment

REVENUE COMPARISON

Four Quarters – Fiscal Year To Date

	2015-16	2016-17
Point-of-Sale	\$15,228,977	\$15,750,345
County Pool	2,207,395	2,472,720
State Pool	10,515	12,425
Gross Receipts	\$17,446,887	\$18,235,491
Less Triple Flip*	\$(3,283,463)	\$0
Measure D	\$10,658,585	\$11,042,368

Statewide Results

Local tax receipts from January through March sales were 2.1% higher than the first quarter of 2016 after factoring for accounting anomalies.

Rising fuel prices, auto sales, county use tax pool allocations and dining out added most to the overall gain. Some general consumer goods and B2B sales were flat or down.

This quarter reflects the start of an anticipated leveling off of future tax revenues. After seven years of recovery, analysts are reporting an end to the previous pent-up demand for autos. Demand for new cars will ease due to more buyers tied to long-term loans and a glut of used cars coming off lease.

Price competition and store closures have reduced tax receipts from consumer goods. Business investment remains strong but much of the growth is for non-taxable items such as cloud computing and large data solutions. Declines in foreign tourist visits and lower costs of eating at home are expected to slow the growth in restaurant sales.

New Sales Tax Organization

As of July 1, the operating divisions responsible for allocation of tax revenues other than property, insurance and alcoholic beverages will shift from the State Board of Equalization (BOE) to the Governor's new Department of Tax and Fee Administration.

The BOE was first established by constitutional amendment in 1879 to oversee property tax assessment practices by all counties in the state. It eventually became responsible for other tax revenues including sales, insurance, corporate franchise and special fees.

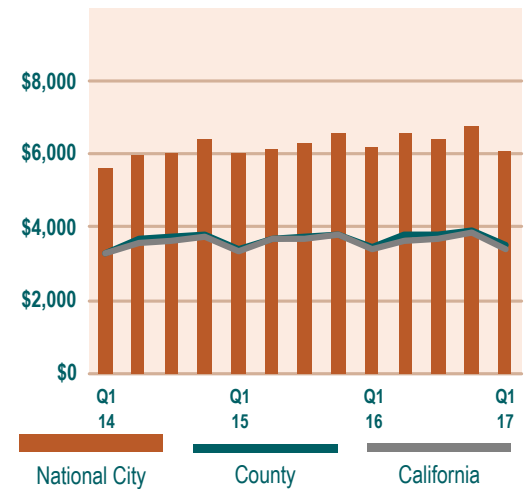
In 2011, HdL detected discrepancies in the BOE's allocation of public safety revenues which led to the recovery of over \$124 million in revenues for counties. Subsequent audits by the State

Controller and State Department of Finance revealed further shortcomings. The result was the passage of budget trailer bill SB86/AB102 that reduces the BOE to its previous constitutionally defined functions.

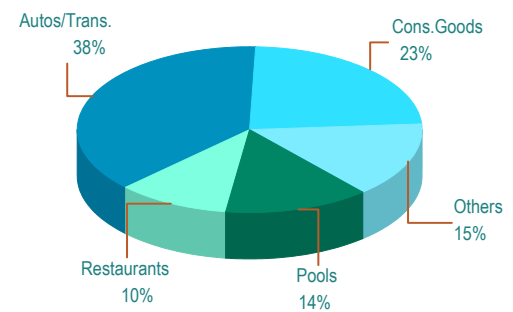
The BOE is also empowered to hear appeals and disputes over tax assessments including sales/use, personal income and corporate taxes and is the only elected Tax Board in the United States that hears tax disputes. Effective January 1, 2018, that function will be turned over to a new Office of Tax Appeals (OTA) composed of panels of administrative law judges appointed by the Governor with locations in Sacramento, Fresno and Los Angeles.

For functions other than the appeal process, this is primarily a reshuffling of existing personnel so the change will have little impact on local agencies. However, the issue of local government's ability to provide input regarding future policy and regulation changes that impact revenues remains under discussion. HdL will share more about the BOE transition as details become available in the weeks ahead.

SALES PER CAPITA



REVENUE BY BUSINESS GROUP National City This Quarter



NATIONAL CITY TOP 15 BUSINESS TYPES

<i>*In thousands of dollars</i>				
Business Type	National City Q1 '17*	Change	County Change	HdL State Change
Auto Lease	89.5	14.5%	0.3%	1.7%
Auto Repair Shops	53.0	11.3%	2.1%	5.1%
Building Materials	138.0	-5.8%	-1.0%	3.1%
Casual Dining	169.6	1.3%	-2.2%	0.4%
Department Stores	127.3	-0.2%	-7.3%	-6.5%
Discount Dept Stores	— CONFIDENTIAL —		0.0%	1.6%
Electronics/Appliance Stores	85.8	-6.6%	-1.8%	-0.3%
Family Apparel	174.7	11.7%	-1.4%	0.8%
New Motor Vehicle Dealers	1,258.5	-3.9%	3.9%	4.4%
Quick-Service Restaurants	232.9	0.4%	4.7%	4.6%
Service Stations	166.0	2.2%	12.5%	9.9%
Shoe Stores	62.3	13.0%	-2.8%	-2.8%
Specialty Stores	106.2	12.7%	-2.9%	0.4%
Used Automotive Dealers	122.7	4.6%	0.9%	1.8%
Women's Apparel	70.3	-12.3%	-10.5%	-7.3%
Total All Accounts	3,724.0	-0.6%	2.5%	1.8%
County & State Pool Allocation	586.9	3.4%	6.6%	2.9%
Gross Receipts	4,310.9	0.0%	3.1%	1.9%

The following page(s) contain the backup material for Agenda Item: Investment Report for the quarter ended June 30, 2017. (Finance)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.:

ITEM TITLE:

Investment Report for the quarter ended June 30, 2017.

PREPARED BY: Ronald Gutlay

PHONE: 619-336-4346

DEPARTMENT: Finance

APPROVED BY: 

EXPLANATION:

See attached staff report.

FINANCIAL STATEMENT:

ACCOUNT NO.

See attached staff report.

APPROVED: 

FINANCE

APPROVED: _____

MIS

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: INTRODUCTION ☐ FINAL ADOPTION ☐

STAFF RECOMMENDATION:

Accept and File the Investment Report for the Quarter ended June 30, 2017.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

1. Staff Report
2. Investment Listings



City Council Staff Report

September 05, 2017

ITEM

Staff Report: Investment Report for the quarter ended June 30, 2017.

BACKGROUND

The California Government Code (§ 53646(b)) requires that, when the treasurer or the chief fiscal officer of a local agency renders to the legislative body of the agency a quarterly report on the agency's investment portfolio, such report shall include the following information regarding all securities, investments, and moneys held by the local agency:

- type of investment;
- issuer (bank or institution);
- date of maturity;
- dollar amount invested; and
- current market valuation as of the date of the report.

In addition, the Government Code (§ 53646(b)(2)) requires that the report state the City's compliance with its investment policy and include a statement regarding the ability of the local agency to meet its pool's ability to meet its expenditure requirements Code (§ 53646(b)(3)).

OVERVIEW OF CITY INVESTMENTS

The City's pooled investment portfolio balance as of June 30, 2017 is summarized below and compared to the balance as of June 30, 2016.

Table 1

	6/30/2017	6/30/2016
Book Value ¹	70,617,167	64,222,021
Market Value ²	70,689,724 ³	64,426,236

(1) actual cost of investments

(2) amount at which the investments could be sold

(3) total includes deposits of \$12,300,000 plus investment gains since 3/31/2017

The California Treasurer's Local Agency Investment Fund ("LAIF") and The County of San Diego Pooled Money Fund comprise 57.94% of the City of National City's total investment portfolio (46.49% and 11.45%, respectively). These are liquid investment pools that allow participants to earn market rate returns, while retaining access to funds within 24 to 48 hours of a withdrawal request with no penalty. The remainder of the City's portfolio is composed of

investments that may be liquidated at any time. However, these investments likely do not provide the short liquidity (i.e., quick access to funds) of the pooled money funds, and liquidation/withdrawal of these investments is at the risk of loss and/or penalty to the City.

Summaries of the City's investment portfolio are illustrated below.

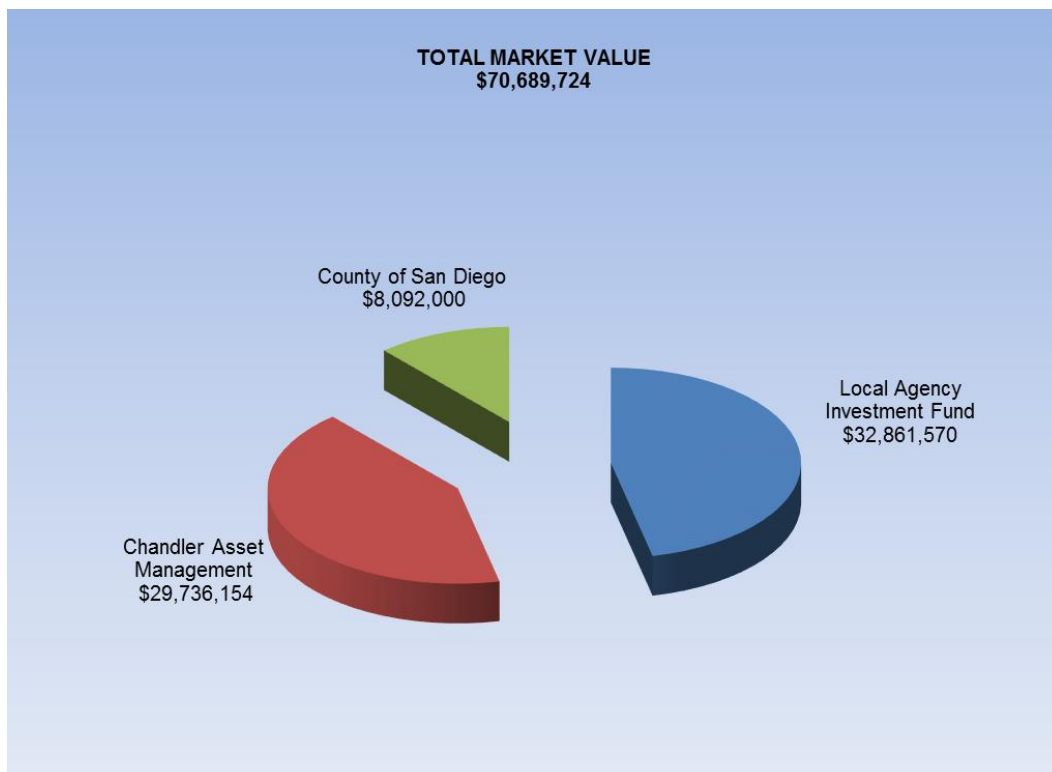
INVESTMENT PORTFOLIO SUMMARY BY ISSUER/MANAGER

As of June 30, 2017

Table 2					
Issuer/Manager	Book Value	Total Market Value ¹	Market YTM	% of Portfolio	
Local Agency Investment Fund	32,816,126	\$ 32,861,570 ²	0.98%	46.49%	
Chandler Asset Management	29,673,969	\$ 29,736,154	1.23%	42.07%	
County of San Diego	8,127,072	\$ 8,092,000	1.28%	11.45%	
Totals for June 2017	70,617,167	70,689,724		100.00%	

1 includes accrued interest

2 calculated on 30/360 basis; includes LAIF participation factor of 0.998940671



INVESTMENT PERFORMANCE BY ISSUER/MANAGER

For the Quarter Ended June 30, 2017

Table 3

Total Market Value ¹					
Issuer/Manager	3/31/17	6/30/17	Change	Period Return	Yield (Net) ⁵
Local Agency Investment Fund	\$ 30,491,028	\$ 32,861,570	\$ 2,370,541 ²	0.23%	0.93%
Chandler Asset Management	22,676,169	29,736,154	\$ 7,059,985 ³	0.29%	NA
County of San Diego	5,080,000	8,092,000	\$ 3,012,000 ⁴	0.24%	0.94%
Totals for June 30, 2017	\$ 58,247,197	\$ 70,689,724	\$ 12,442,526	0.76%	1.87%

¹ includes accrued interest² Deposit 4/26/17 \$4,000,000 5/9/17 \$1,800,000 5/30/17 \$1,500,000; Withdrawals 6/28/17 \$5,000,000³ Deposit 6/29/17 \$7,000,000⁴ Deposit 6/29/17 \$3,000,000⁵ Annualized

COMPLIANCE STATEMENT

All of the City's investments are in compliance with the City's investment policy (City Council Policy No. 203) and the California Government Code (§ 53601 et seq).

FINANCIAL STATEMENT

Realized and unrealized gains for the period, reflected below, were \$117,140. These changes include changes in security market values, gain or loss from the sale of assets, accrued interest, and reinvested interest/earnings.

Table 4

Issuer/Manager	Gain/(Loss)
Chandler Asset Management	22,534
County of San Diego	14,399
LAIF	80,207
Totals for June 30, 2017	\$ 117,140

The difference between the changes reflected in the previous two tables is attributable to the purchase and sale of securities for which the first of the tables accounts but the second table typically does not (unless an investment is sold before maturity).

STAFF CERTIFICATION

Staff certifies that there are sufficient funds to meet the pool's expenditure requirements.

RECOMMENDATIONS

Accept and file the Investment Report for the quarter ended June 30, 2017.

Local Agency Investment Fund
P.O. Box 942809
Sacramento, CA 94209-0001
(916) 653-3001

CITY OF NATIONAL CITY

FINANCE DIRECTOR
1243 NATIONAL CITY BLVD
NATIONAL CITY, CA 91950-4397

www.treasurer.ca.gov/pmia-laif/laif.asp

July 17, 2017

PMIA Average Monthly Yields

Account Number:
98-37-576

[Tran Type Definitions](#)

June 2017 Statement

Effective Date	Transaction Date	Tran Type	Confirm Number	Authorized Caller	Amount
6/28/2017	6/28/2017	RW	1540182	JAVIER CARCAMO	-5,000,000.00

Account Summary

Total Deposit:	0.00	Beginning Balance:	37,816,125.94
Total Withdrawal:	-5,000,000.00	Ending Balance:	32,816,125.94

Local Agency Investment Fund
P.O. Box 942809
Sacramento, CA 94209-0001
(916) 653-3001

CITY OF NATIONAL CITY

FINANCE DIRECTOR
1243 NATIONAL CITY BLVD
NATIONAL CITY, CA 91950-4397

www.treasurer.ca.gov/pmia-laif/laif.asp

June 19, 2017

PMIA Average Monthly Yields

Account Number:
98-37-576

Tran Type Definitions

May 2017 Statement

Effective Date	Transaction Date	Tran Type	Confirm Number	Authorized Caller	Amount
5/9/2017	5/9/2017	RD	1536871	JAVIER CARCAMO	1,800,000.00
5/30/2017	5/30/2017	RD	1538216	JAVIER CARCAMO	1,500,000.00

Account Summary

Total Deposit:	3,300,000.00	Beginning Balance:	34,516,125.94
Total Withdrawal:	0.00	Ending Balance:	37,816,125.94

Local Agency Investment Fund
P.O. Box 942809
Sacramento, CA 94209-0001
(916) 653-3001

CITY OF NATIONAL CITY

FINANCE DIRECTOR
1243 NATIONAL CITY BLVD
NATIONAL CITY, CA 91950-4397

www.treasurer.ca.gov/pmia-laif/laif.asp

May 25, 2017

PMIA Average Monthly Yields

Account Number:
98-37-576

[Tran Type Definitions](#)

April 2017 Statement

Effective Date	Transaction Date	Tran Type	Confirm Number	Authorized Caller	Amount
4/14/2017	4/13/2017	QRD	1534027	SYSTEM	59,677.82
4/26/2017	4/26/2017	RD	1536047	JAVIER CARCAMO	4,000,000.00

Account Summary

Total Deposit:	4,059,677.82	Beginning Balance:	30,456,448.12
Total Withdrawal:	0.00	Ending Balance:	34,516,125.94



BETTY T. YEE

California State Controller

LOCAL AGENCY INVESTMENT FUND
REMITTANCE ADVICE

Agency Name	NATIONAL CITY
Account Number	98-37-576

As of 07/14/2017, your Local Agency Investment Fund account has been directly credited with the interest earned on your deposits for the quarter ending 06/30/2017.

Earnings Ratio		.00002531309414880
Interest Rate		0.92%
Dollar Day Total	\$	3,168,591,648.88
Quarter End Principal Balance	\$	32,816,125.94
Quarterly Interest Earned	\$	80,206.86



State of California
Pooled Money Investment Account
Market Valuation
6/30/2017

Carrying Cost Plus				
Description	Accrued Interest Purch.	Amortized Cost	Fair Value	Accrued Interest
1* United States Treasury:				
Bills	\$ 13,692,767,254.60	\$ 13,728,751,205.31	\$ 13,719,815,500.00	NA
Notes	\$ 19,630,327,075.06	\$ 19,625,299,421.83	\$ 19,577,358,000.00	\$ 41,280,649.00
1* Federal Agency:				
SBA	\$ 882,589,733.26	\$ 882,570,192.18	\$ 872,312,288.85	\$ 926,565.11
MBS-REMICs	\$ 38,996,383.12	\$ 38,996,383.12	\$ 40,714,810.85	\$ 182,997.66
Debentures	\$ 1,239,486,796.46	\$ 1,239,125,268.67	\$ 1,235,188,600.00	\$ 2,639,104.30
Debentures FR	\$ -	\$ -	\$ -	\$ -
Debentures CL	\$ 150,000,000.00	\$ 150,000,000.00	\$ 149,687,000.00	\$ 77,152.50
Discount Notes	\$ 11,150,617,374.66	\$ 11,169,310,958.04	\$ 11,165,630,000.00	NA
GNMA	\$ -	\$ -	\$ -	\$ -
1* Supranational Debentures	\$ 349,845,968.23	\$ 349,845,968.23	\$ 348,153,000.00	\$ 891,562.00
1* Supranational Debentures FR	\$ 50,000,000.00	\$ 50,000,000.00	\$ 50,080,000.00	\$ 137,713.46
2* CDs and YCDs FR	\$ 625,000,000.00	\$ 625,000,000.00	\$ 625,000,000.00	\$ 1,178,642.35
2* Bank Notes	\$ 600,000,000.00	\$ 600,000,000.00	\$ 599,802,348.48	\$ 1,899,500.00
2* CDs and YCDs	\$ 14,675,000,000.00	\$ 14,675,000,000.00	\$ 14,669,085,986.46	\$ 28,253,569.48
2* Commercial Paper	\$ 8,224,098,486.16	\$ 8,237,153,416.71	\$ 8,235,998,611.13	NA
1* Corporate:				
Bonds FR	\$ -	\$ -	\$ -	\$ -
Bonds	\$ -	\$ -	\$ -	\$ -
1* Repurchase Agreements	\$ -	\$ -	\$ -	\$ -
1* Reverse Repurchase	\$ -	\$ -	\$ -	\$ -
Time Deposits	\$ 5,604,740,000.00	\$ 5,604,740,000.00	\$ 5,604,740,000.00	NA
AB 55 & GF Loans	\$ 645,650,000.00	\$ 645,650,000.00	\$ 645,650,000.00	NA
TOTAL	\$ 77,559,119,071.55	\$ 77,621,442,814.09	\$ 77,539,216,145.77	\$ 77,467,455.86

Fair Value Including Accrued Interest

\$ 77,616,683,601.63

* Governmental Accounting Standards Board (GASB) Statement #72

Repurchase Agreements, Time Deposits, AB 55 & General Fund loans, and Reverse Repurchase agreements are carried at portfolio book value (carrying cost).

The value of each participating dollar equals the fair value divided by the amortized cost (**0.998940671**).
As an example: if an agency has an account balance of \$20,000,000.00, then the agency would report its participation in the LAIF valued at \$19,978,813.41 or \$20,000,000.00 x **0.998940671**.

Monthly Account Statement

City of National City

June 1, 2017 through June 30, 2017

Chandler Team

For questions about your account,
please call (800) 317-4747 or
Email operations@chandlerasset.com

Custodian

Bank of New York Mellon
Lauren Dehner
(904)645-1918

Information contained herein is confidential. We urge you to compare this statement to the one you receive from your qualified custodian. Prices are provided by IDC, an independent pricing source. In the event IDC does not provide a price or if the price provided is not reflective of fair market value, Chandler will obtain pricing from an alternative approved third party pricing source in accordance with our written valuation policy and procedures. Our valuation procedures are also disclosed in Item 5 of our Form ADV Part 2A.



Portfolio Summary

As of 6/30/2017

PORTFOLIO CHARACTERISTICS

Average Duration	1.35
Average Coupon	1.07 %
Average Purchase YTM	1.13 %
Average Market YTM	1.23 %
Average S&P/Moody Rating	AA+/Aaa
Average Final Maturity	1.39 yrs
Average Life	1.38 yrs

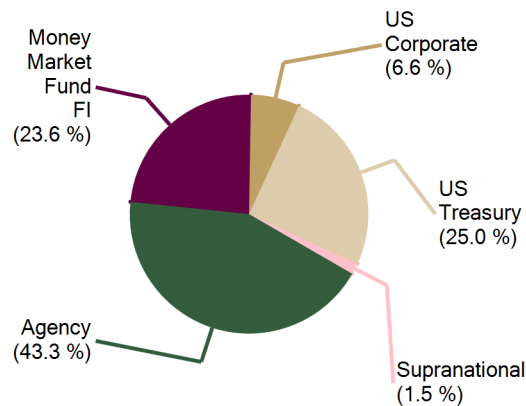
ACCOUNT SUMMARY

	Beg. Values as of 5/31/17	End Values as of 6/30/17
Market Value	22,688,314	29,671,515
Accrued Interest	58,154	64,639
Total Market Value	22,746,467	29,736,154
Income Earned	22,320	22,534
Cont/WD		6,998,318
Par	22,741,708	29,748,964
Book Value	22,661,156	29,673,969
Cost Value	22,661,156	29,673,969

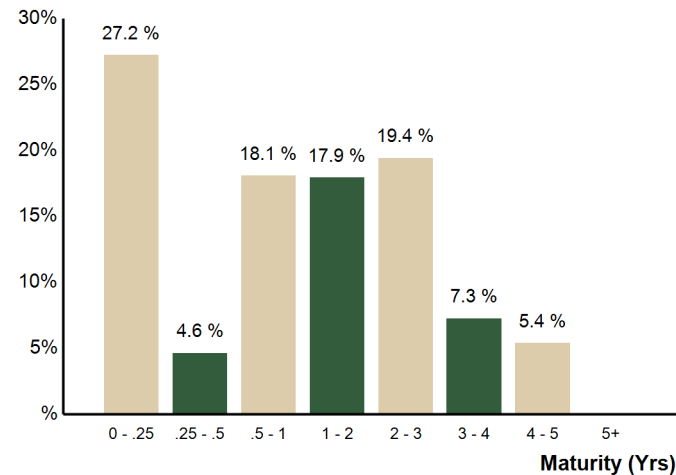
TOP ISSUERS

Issuer	% Portfolio
Government of United States	25.0 %
Federated Govt Obligation Money	23.6 %
Federal National Mortgage Assoc	14.2 %
Federal Home Loan Bank	13.5 %
Federal Home Loan Mortgage Corp	10.9 %
Federal Farm Credit Bank	4.7 %
Intl Bank Recon and Development	1.5 %
Berkshire Hathaway	1.0 %
	94.4 %

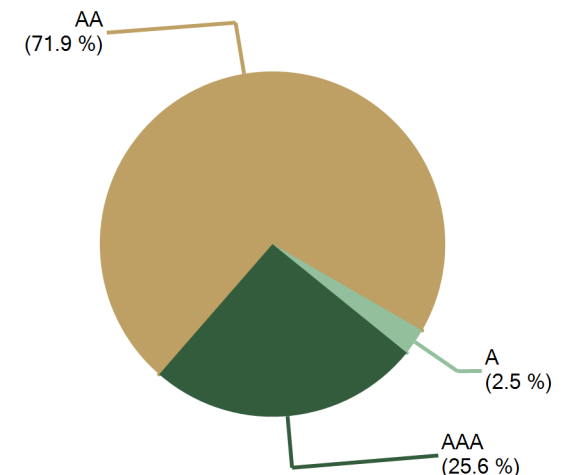
SECTOR ALLOCATION



MATURITY DISTRIBUTION



CREDIT QUALITY (S&P)



PERFORMANCE REVIEW

Total Rate of Return As of 6/30/2017	Current Month	Latest 3 Months	Year To Date	1 Yr	Annualized			Since 2/29/2012	Since 2/29/2012
					3 Yrs	5 Yrs	10 Yrs		
City of National City	-0.03 %	0.29 %	0.59 %	0.18 %	0.83 %	0.73 %	N/A	0.72 %	3.89 %
BAML 1-3 Yr US Treasury/Agency Index	-0.08 %	0.18 %	0.44 %	-0.08 %	0.70 %	0.64 %	N/A	0.63 %	3.41 %
BAML 1-3 Yr US Corporate/Govt Rated AAA-A Index	-0.05 %	0.26 %	0.60 %	0.15 %	0.85 %	0.85 %	N/A	0.84 %	4.57 %



City of National City
June 30, 2017

COMPLIANCE WITH INVESTMENT POLICY

Assets managed by Chandler Asset Management are in full compliance with State law and with the City's investment policy.

Category	Standard	Comment
Municipal Securities	BBB rated equivalent by a NRSRO or 4th highest general classification by a NRSRO; 30% maximum	Complies
Treasury Issues	No Limitation	Complies
Agency Issues	No Limitation	Complies
Supranationals	"AA" rated or higher by a NRSRO; 30% maximum; U.S. dollar denominated; Issued by: IBRD, IFC, IADB	Complies
Banker's Acceptances	"A-1" rated or higher by at least two NRSROs; and "A" rated long term debt by two NRSROs; 40% maximum; 180 days max maturity;	Complies
Commercial Paper*	"A-1" rated or higher by at least two NRSROs; and "A" rated long term debt by two NRSROs; 25% maximum; 270 days max maturity;	Complies
FDIC insured Time Deposits/ Certificates of Deposit	Amount per institution limited to the max covered under FDIC; 30% maximum combined certificates of deposit including CDARS	Complies
Negotiable Certificates of Deposit*	"A" rated or higher by at least two NRSROs; and/or have short term debt rated "A1" or higher by at least two NRSROs; 30% maximum	Complies
Medium Term Notes*	"A" rated or better by at least two NRSROs; 30% maximum; Issued by corporations organized and operating within the U.S.	Complies
*Combined exposure	10% combined total exposure to Commercial Paper, Negotiable Certificates of Deposit, and Medium Term Notes	Complies
Money Market Mutual Funds	AAA rated or equivalent by at least two NRSROs; 20% maximum; SEC registered with assets under management in excess of \$500 million	Complies*
Mortgage Pass-throughs, CMOs and Asset Backed Securities	"AA" rated or better by two NRSROs; "A" rated or higher for the issuer's debt by two NRSROs; 20% maximum	Complies
Local Agency Investment Fund - LAIF	maximum LAIF program; Currently not used by investment adviser	Complies
Prohibited Securities	Inverse floaters; Ranges notes; Interest-only strips from mortgaged backed securities; Zero interest accrual securities; Reverse Repurchase Agreements; Foreign currency denominated sec	Complies
Callable Securities	20% maximum (does not include "make whole call" securities)	Complies
Maximum Issuer	5% max (except US Government, its agencies and enterprises)	Complies
Maximum maturity	5 years	Complies

*MMF concentration is at 23.6 due to a client contribution of \$7 million on 6/29/17. Portfolio Manager is working to get the additional funds invested.



Income Earned

5/31/17 Thru 6/30/17

CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Unreal G/L Total Income
Fixed Income						
037833AQ3	Apple Inc Note 2.1% Due 05/06/2019	05/04/2016 05/09/2016 270,000.00	276,928.20 0.00 0.00 276,928.20	393.75 0.00 866.25 472.50	0.00 0.00 0.00 472.50	0.00 0.00 0.00 472.50
084670BL1	Berkshire Hathaway Note 2.1% Due 08/14/2019	01/26/2017 01/31/2017 285,000.00	287,815.80 0.00 0.00 287,815.80	1,778.88 0.00 2,277.63 498.75	0.00 0.00 0.00 498.75	0.00 0.00 0.00 498.75
166764AA8	Chevron Corp Callable Note Cont 11/5/17 1.104% Due 12/05/2017	05/19/2014 05/22/2014 260,000.00	259,703.60 0.00 0.00 259,703.60	1,403.31 1,435.20 207.31 239.20	0.00 0.00 0.00 239.20	0.00 0.00 0.00 239.20
3130A4GJ5	FHLB Note 1.125% Due 04/25/2018	Various Various 450,000.00	451,689.00 0.00 0.00 451,689.00	506.25 0.00 928.13 421.88	0.00 0.00 0.00 421.88	0.00 0.00 0.00 421.88
3130A7CV5	FHLB Note 1.375% Due 02/18/2021	10/13/2016 10/14/2016 490,000.00	490,960.40 0.00 0.00 490,960.40	1,927.67 0.00 2,489.13 561.46	0.00 0.00 0.00 561.46	0.00 0.00 0.00 561.46
3130A8PK3	FHLB Note 0.625% Due 08/07/2018	08/30/2016 08/31/2016 455,000.00	452,684.05 0.00 0.00 452,684.05	900.52 0.00 1,137.50 236.98	0.00 0.00 0.00 236.98	0.00 0.00 0.00 236.98
3130AABG2	FHLB Note 1.875% Due 11/29/2021	03/08/2017 03/09/2017 565,000.00	559,044.90 0.00 0.00 559,044.90	58.85 0.00 941.67 882.82	0.00 0.00 0.00 882.82	0.00 0.00 0.00 882.82
3133782M2	FHLB Note 1.5% Due 03/08/2019	05/28/2015 05/29/2015 440,000.00	443,207.60 0.00 0.00 443,207.60	1,521.67 0.00 2,071.67 550.00	0.00 0.00 0.00 550.00	0.00 0.00 0.00 550.00
313378A43	FHLB Note 1.375% Due 03/09/2018	09/17/2013 09/18/2013 470,000.00	464,472.80 0.00 0.00 464,472.80	1,472.01 0.00 2,010.56 538.55	0.00 0.00 0.00 538.55	0.00 0.00 0.00 538.55
313379DD8	FHLB Note Due 06/21/2017	03/14/2014 03/17/2014 0.00	566,553.75 0.00 566,553.75 0.00	2,511.11 2,825.00 0.00 313.89	0.00 0.00 0.00 313.89	0.00 0.00 0.00 313.89



Income Earned

5/31/17 Thru 6/30/17

CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Unreal G/L Total Income
313379Q69	FHLB Note 2.125% Due 06/10/2022	06/20/2017 06/21/2017 600,000.00	0.00 607,110.00 0.00 607,110.00	0.00 (389.59) 743.75 354.16	0.00 0.00 0.00 354.16	0.00 354.16
313380FB8	FHLB Note 1.375% Due 09/13/2019	Various Various 540,000.00	536,816.60 0.00 0.00 536,816.60	1,608.75 0.00 2,227.50 618.75	0.00 0.00 0.00 618.75	0.00 618.75
3133EEJ50	FFCB Note 1.03% Due 05/11/2018	05/05/2015 05/11/2015 450,000.00	449,145.00 0.00 0.00 449,145.00	257.50 0.00 643.75 386.25	0.00 0.00 0.00 386.25	0.00 386.25
3133EFSJ7	FFCB Note 1.3% Due 12/14/2018	12/10/2015 12/14/2015 550,000.00	549,279.50 0.00 0.00 549,279.50	3,316.81 3,575.00 337.64 595.83	0.00 0.00 0.00 595.83	0.00 595.83
3133EFW52	FFCB Note 1.15% Due 07/01/2019	04/08/2016 04/11/2016 400,000.00	401,956.00 0.00 0.00 401,956.00	1,916.67 0.00 2,300.00 383.33	0.00 0.00 0.00 383.33	0.00 383.33
3135G0D75	FNMA Note 1.5% Due 06/22/2020	12/17/2015 12/21/2015 575,000.00	568,778.50 0.00 0.00 568,778.50	3,809.38 4,312.50 215.63 718.75	0.00 0.00 0.00 718.75	0.00 718.75
3135G0E33	FNMA Note 1.125% Due 07/20/2018	Various Various 450,000.00	449,689.56 0.00 0.00 449,689.56	1,842.19 0.00 2,264.06 421.87	0.00 0.00 0.00 421.87	0.00 421.87
3135G0E58	FNMA Note 1.125% Due 10/19/2018	09/14/2016 09/15/2016 395,000.00	397,010.55 0.00 0.00 397,010.55	518.44 0.00 888.75 370.31	0.00 0.00 0.00 370.31	0.00 370.31
3135G0MZ3	FNMA Note 0.875% Due 08/28/2017	08/15/2013 08/20/2013 545,000.00	535,429.80 0.00 0.00 535,429.80	1,231.93 0.00 1,629.32 397.39	0.00 0.00 0.00 397.39	0.00 397.39
3135G0N82	FNMA Note 1.25% Due 08/17/2021	01/26/2017 01/31/2017 440,000.00	425,444.80 0.00 0.00 425,444.80	1,588.89 0.00 2,047.22 458.33	0.00 0.00 0.00 458.33	0.00 458.33
3135G0RT2	FNMA Note 0.875% Due 12/20/2017	07/31/2015 07/31/2015 350,000.00	350,044.80 0.00 0.00 350,044.80	1,369.62 1,531.25 93.58 255.21	0.00 0.00 0.00 255.21	0.00 255.21



Income Earned

5/31/17 Thru 6/30/17

CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Unreal G/L Total Income
3135G0TG8	FNMA Note 0.875% Due 02/08/2018	12/11/2013 12/12/2013 590,000.00	579,757.60 0.00 0.00 579,757.60	1,620.45 0.00 2,050.66 430.21	0.00 0.00 0.00 430.21	0.00 0.00 430.21
3135G0WJ8	FNMA Note 0.875% Due 05/21/2018	05/05/2015 05/06/2015 450,000.00	447,472.80 0.00 0.00 447,472.80	109.38 0.00 437.50 328.12	0.00 0.00 0.00 328.12	0.00 0.00 328.12
3135G0YT4	FNMA Note 1.625% Due 11/27/2018	08/31/2015 08/31/2015 440,000.00	446,141.96 0.00 0.00 446,141.96	79.44 0.00 675.28 595.84	0.00 0.00 0.00 595.84	0.00 0.00 595.84
3137EADK2	FHLMC Note 1.25% Due 08/01/2019	05/05/2015 05/06/2015 450,000.00	446,149.35 0.00 0.00 446,149.35	1,875.00 0.00 2,343.75 468.75	0.00 0.00 0.00 468.75	0.00 0.00 468.75
3137EADL0	FHLMC Note 1% Due 09/29/2017	09/23/2015 09/24/2015 525,000.00	527,709.00 0.00 0.00 527,709.00	904.17 0.00 1,341.67 437.50	0.00 0.00 0.00 437.50	0.00 0.00 437.50
3137EADM8	FHLMC Note 1.25% Due 10/02/2019	05/05/2015 05/06/2015 450,000.00	444,822.75 0.00 0.00 444,822.75	921.88 0.00 1,390.63 468.75	0.00 0.00 0.00 468.75	0.00 0.00 468.75
3137EADN6	FHLMC Note 0.75% Due 01/12/2018	07/28/2014 07/29/2014 490,000.00	480,954.59 0.00 0.00 480,954.59	1,418.96 0.00 1,725.21 306.25	0.00 0.00 0.00 306.25	0.00 0.00 306.25
3137EADP1	FHLMC Note 0.875% Due 03/07/2018	02/26/2015 02/27/2015 400,000.00	397,552.00 0.00 0.00 397,552.00	816.67 0.00 1,108.33 291.66	0.00 0.00 0.00 291.66	0.00 0.00 291.66
3137EADR7	FHLMC Note 1.375% Due 05/01/2020	08/24/2016 08/25/2016 455,000.00	460,332.60 0.00 0.00 460,332.60	521.35 0.00 1,042.71 521.36	0.00 0.00 0.00 521.36	0.00 0.00 521.36
3137EAEF2	FHLMC Note 1.375% Due 04/20/2020	04/27/2017 04/28/2017 460,000.00	457,741.40 0.00 0.00 457,741.40	720.35 0.00 1,247.43 527.08	0.00 0.00 0.00 527.08	0.00 0.00 527.08
36962G6K5	General Electric Capital Corp Note 1.6% Due 11/20/2017	11/24/2014 11/28/2014 270,000.00	272,208.60 0.00 0.00 272,208.60	132.00 0.00 492.00 360.00	0.00 0.00 0.00 360.00	0.00 0.00 360.00



Income Earned

5/31/17 Thru 6/30/17

CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Unreal G/L Total Income
459058ER0	Intl. Bank Recon & Development Note 1% Due 10/05/2018	03/30/2016 03/31/2016 450,000.00	449,667.00 0.00 0.00 449,667.00	700.00 0.00 1,075.00 375.00	0.00 0.00 0.00 375.00	0.00 0.00 375.00
594918BF0	Microsoft Note 1.3% Due 11/03/2018	10/29/2015 11/03/2015 130,000.00	129,870.00 0.00 0.00 129,870.00	131.44 0.00 272.28 140.84	0.00 0.00 0.00 140.84	0.00 0.00 140.84
747525AG8	Qualcomm Inc Note 1.4% Due 05/18/2018	06/16/2015 06/19/2015 220,000.00	219,205.80 0.00 0.00 219,205.80	94.11 0.00 350.78 256.67	0.00 0.00 0.00 256.67	0.00 0.00 256.67
808513AK1	Charles Schwab Corp Callable Note Cont 2/10/2018 1.5% Due 03/10/2018	04/07/2015 04/10/2015 250,000.00	251,547.50 0.00 0.00 251,547.50	843.75 0.00 1,156.25 312.50	0.00 0.00 0.00 312.50	0.00 0.00 312.50
912828L32	US Treasury Note 1.375% Due 08/31/2020	08/30/2016 08/31/2016 240,000.00	242,475.80 0.00 0.00 242,475.80	833.97 0.00 1,102.99 269.02	0.00 0.00 0.00 269.02	0.00 0.00 269.02
912828L40	US Treasury Note 1% Due 09/15/2018	10/29/2015 11/02/2015 450,000.00	449,667.52 0.00 0.00 449,667.52	953.80 0.00 1,320.65 366.85	0.00 0.00 0.00 366.85	0.00 0.00 366.85
912828M98	US Treasury Note 1.625% Due 11/30/2020	11/29/2016 11/30/2016 570,000.00	568,331.99 0.00 0.00 568,331.99	25.31 0.00 784.53 759.22	0.00 0.00 0.00 759.22	0.00 0.00 759.22
912828Q37	US Treasury Note 1.25% Due 03/31/2021	04/27/2017 04/28/2017 375,000.00	369,024.69 0.00 0.00 369,024.69	794.06 0.00 1,178.28 384.22	0.00 0.00 0.00 384.22	0.00 0.00 384.22
912828Q78	US Treasury Note 1.375% Due 04/30/2021	05/25/2017 05/31/2017 500,000.00	494,650.11 0.00 0.00 494,650.11	601.09 0.00 1,164.62 563.53	0.00 0.00 0.00 563.53	0.00 0.00 563.53
912828S43	US Treasury Note 0.75% Due 07/15/2019	08/01/2016 08/02/2016 435,000.00	434,780.56 0.00 0.00 434,780.56	1,234.70 0.00 1,505.08 270.38	0.00 0.00 0.00 270.38	0.00 0.00 270.38
912828SD3	US Treasury Note 1.25% Due 01/31/2019	04/29/2015 04/30/2015 400,000.00	401,095.09 0.00 0.00 401,095.09	1,671.27 0.00 2,085.64 414.37	0.00 0.00 0.00 414.37	0.00 0.00 414.37



Income Earned

5/31/17 Thru 6/30/17

CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Unreal G/L Total Income
912828ST8	US Treasury Note 1.25% Due 04/30/2019	Various Various 450,000.00	449,676.31 0.00 0.00 449,676.31	489.14 0.00 947.70 458.56	0.00 0.00 0.00 458.56	0.00 0.00 458.56
912828TH3	US Treasury Note 0.875% Due 07/31/2019	03/30/2016 03/31/2016 400,000.00	398,204.46 0.00 0.00 398,204.46	1,169.89 0.00 1,459.94 290.05	0.00 0.00 0.00 290.05	0.00 0.00 290.05
912828TW0	US Treasury Note 0.75% Due 10/31/2017	02/16/2016 02/17/2016 500,000.00	500,138.39 0.00 0.00 500,138.39	326.09 0.00 631.79 305.70	0.00 0.00 0.00 305.70	0.00 0.00 305.70
912828UB4	US Treasury Note 1% Due 11/30/2019	10/29/2015 11/02/2015 450,000.00	443,181.20 0.00 0.00 443,181.20	12.30 0.00 381.15 368.85	0.00 0.00 0.00 368.85	0.00 0.00 368.85
912828UL2	US Treasury Note 1.375% Due 01/31/2020	12/08/2016 12/09/2016 490,000.00	489,312.58 0.00 0.00 489,312.58	2,252.04 0.00 2,810.39 558.35	0.00 0.00 0.00 558.35	0.00 0.00 558.35
912828UU2	US Treasury Note 0.75% Due 03/31/2018	09/03/2014 09/04/2014 520,000.00	510,637.68 0.00 0.00 510,637.68	660.66 0.00 980.33 319.67	0.00 0.00 0.00 319.67	0.00 0.00 319.67
912828UV0	US Treasury Note 1.125% Due 03/31/2020	05/25/2016 05/27/2016 400,000.00	398,423.22 0.00 0.00 398,423.22	762.30 0.00 1,131.15 368.85	0.00 0.00 0.00 368.85	0.00 0.00 368.85
912828UZ1	US Treasury Note 0.625% Due 04/30/2018	Various Various 415,000.00	411,180.30 0.00 0.00 411,180.30	225.54 0.00 436.99 211.45	0.00 0.00 0.00 211.45	0.00 0.00 211.45
912828VK3	US Treasury Note 1.375% Due 06/30/2018	02/26/2015 02/27/2015 400,000.00	402,954.47 0.00 0.00 402,954.47	2,309.39 2,750.00 14.95 455.56	0.00 0.00 0.00 455.56	0.00 0.00 455.56
912828XK1	US Treasury Note 0.875% Due 07/15/2018	07/31/2015 07/31/2015 450,000.00	448,560.10 0.00 0.00 448,560.10	1,490.16 0.00 1,816.47 326.31	0.00 0.00 0.00 326.31	0.00 0.00 326.31
94974BFG0	Wells Fargo Corp Note 1.5% Due 01/16/2018	11/24/2014 11/28/2014 270,000.00	269,365.50 0.00 0.00 269,365.50	1,518.75 0.00 1,856.25 337.50	0.00 0.00 0.00 337.50	0.00 0.00 337.50



Income Earned

5/31/17 Thru 6/30/17

CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Unreal G/L Total Income
			22,609,448.13	58,153.61	0.00	
			607,110.00	16,039.36	0.00	
			566,553.75	64,639.43	0.00	0.00
TOTAL Fixed Income		22,725,000.00	22,650,004.38	22,525.18	22,525.18	22,525.18
Cash & Equivalent						
60934N807	Federated Investors		51,707.69	0.00	0.00	
	Govt Oblig Fund Inst.	06/21/2017	6,973,938.58	9.22	0.00	
		06/21/2017	1,681.99	0.00	0.00	0.00
		7,023,964.28	7,023,964.28	9.22	9.22	9.22
			51,707.69	0.00	0.00	
			6,973,938.58	9.22	0.00	
			1,681.99	0.00	0.00	0.00
TOTAL Cash & Equivalent		7,023,964.28	7,023,964.28	9.22	9.22	9.22
			22,661,155.82	58,153.61	0.00	
			7,581,048.58	16,048.58	0.00	
			568,235.74	64,639.43	0.00	0.00
TOTAL PORTFOLIO		29,748,964.28	29,673,968.66	22,534.40	22,534.40	22,534.40



COUNTY OF SAN DIEGO INVESTMENT POOL **TREASURY INVESTMENT RESULTS**

JUNE
2017

County of San Diego Treasurer-Tax Collector | 1600 Pacific Hwy, San Diego, CA 92101 | www.sdttc.com

SUMMARY PORTFOLIO STATISTICS

County of San Diego Pooled Money Fund As of June 30, 2017

	Par Value	Book Value	Market Value	% of Portfolio	Market Price	WAM	WAC	YTM	YTW	Accrued Interest	Unrealized Gain/Loss
Asset Backed Securities	182,327,183	182,209,837	182,056,407	2.03	99.852	811		1.337	1.337	79,223	(153,430)
Collateralized CDs	45,000,000	45,000,000	45,000,000	0.50	100.000	75		0.816	0.816	15,236	-
Commercial Paper Disc	2,373,000,000	2,364,735,356	2,355,746,045	26.33	99.273	94		1.302	1.302	-	(8,989,311)
FDIC CDs	849,500	849,500	849,500	0.01	100.000	67		0.695	0.695	769	-
Federal Agency - Step Up	360,945,000	360,945,000	357,439,334	4.02	99.029	1,552	40	1.942	1.394	1,499,977	(3,505,666)
Federal Agency Amer Callable	50,000,000	50,000,000	49,771,500	0.55	99.543	625	76	1.290	1.290	184,583	(228,500)
Federal Agency Berm Callable	558,435,000	558,392,883	556,549,135	6.22	99.662	806	57	1.446	1.446	1,481,194	(1,843,748)
Federal Agency Coupon Securities	990,000,000	992,116,081	986,914,660	11.05	99.697	742	26	1.244	1.244	3,227,449	(5,201,421)
Federal Agency Euro Callable	486,870,000	486,869,973	482,649,250	5.42	99.133	753	91	1.226	1.226	1,451,755	(4,220,723)
Money Market Accounts	365,300,000	365,300,000	365,300,000	4.07	100.000	1		0.690	0.690	49,720	-
Negotiable CDs	2,168,500,000	2,168,504,961	2,168,500,000	24.14	100.000	125		1.282	1.282	7,269,629	(4,961)
Supranational Callable	216,350,000	216,041,365	214,322,430	2.41	99.063	828	112	1.298	1.298	463,657	(1,718,935)
Supranationals	419,500,000	418,711,229	417,111,760	4.66	99.434	666		1.350	1.350	1,035,340	(1,599,469)
Treasury Coupon Securities	769,000,000	771,184,524	768,213,140	8.59	99.900	647		1.145	1.145	2,659,395	(2,971,384)
Totals for June 2017	8,986,076,683	8,980,860,709	8,950,423,161	100.00	99.605	417	54	1.283	1.261	19,417,928	(30,437,548)
Totals for May 2017	9,700,838,872	9,694,405,842	9,670,879,607	100.00	99.693	401	61	1.254	1.234	24,465,320	(23,526,235)
Change From Prior Month	(714,762,189)	(713,545,133)	(720,456,446)		(0.088)	16	(7)	0.029	0.027	(5,047,392)	(6,911,313)
Portfolio Effective Duration	1.02 years										
	Monthly Return	Annualized	Fiscal Year To Date Return	Annualized	Calendar Year To Date Return	Annualized					
Book Value	0.103%	1.258%	0.103%	1.258%	0.594%	1.197%					
Market Value	0.104%	1.262%	0.104%	1.262%	0.595%	1.200%					

Note

Yield to maturity (YTM) is the estimated rate of return on a bond given its purchase price, assuming all coupon payments are made on a timely basis and reinvested at this same rate of return to the maturity date.

Yield to call (YTC) is the estimated rate of return on a bond given its purchase price, assuming all coupon payments are made on a timely basis and reinvested at this same rate of return to the call date.

Yield to worst (YTW) is the lesser of yield to maturity or yield to call, reflecting the optionality of the bond issuer.

Yields for the portfolio are aggregated based on the book value of each security.

* All Investments held during the month of June 2017 were in compliance with the Investment Policy dated January 1, 2017.

ORGL0046

COSD General Ledger Activity Report

Run Date:07/20/17 10:26:14

Page: 1 of 3

Report Parameters :

Currency : USD

Fund Low : 44077

Fund High : 44077

Org Low :

Org High :

Dept :

Account Low :

Account High :

Period : JUN-17

Balance Type : Actual

ORGL0046

COSD General Ledger Activity Report

Period JUN-17

Run Date 07/20/17 10:26:14

Page: 2 of 3

Org	SOURCE	CATEGORY	NAME	DESCRIPTION	LINE ITEM	SOURCE ITEM GL DATE	DEBITS	CREDITS
FUND : 44077	NATIONAL CITY INVESTMENT FUND							
ACCOUNT : 10100	CASH IN TREASURY							
						Beginning Balance :	5,127,072.40	
00000 DEFAULT	DART	DEPOSIT	444789 DEPOSIT USD	City of National City	444789	SYSTEM GENE 29-JUN-17	3,000,000.00	0.00
						Total :	3,000,000.00	0.00
						Ending Balance :	8,127,072.40	
ACCOUNT : 34100	FUND BALANCE AVAILABLE - ACTUAL BASIS					Beginning Balance :		5,090,049.69
						Total :	0.00	0.00
						Ending Balance :		5,090,049.69
ACCOUNT : 80100	RECEIPTS SCH TR & AGENCY					Beginning Balance :	0.00	
00000 DEFAULT	DART	DEPOSIT	444789 DEPOSIT USD	City of National City	444789	DART FORM L 29-JUN-17	0.00	3,000,000.00
						Total :	0.00	3,000,000.00
						Ending Balance :		3,000,000.00
ACCOUNT : 80468	INTEREST RECEIPTS					Beginning Balance :		37,022.71
						Total :		

Ending Balance : 0.00 0.00
37,022.71

Grand Total : 3,000,000.00 3,000,000.00

ORGL0046

COSD General Ledger Activity Report
Period JUN-17

Run Date 07/20/17 10:26:14
Page: 3 of 3

Org	SOURCE	CATEGORY	NAME	DESCRIPTION	LINE ITEM	SOURCE ITEM GL DATE	DEBITS	CREDITS
End Of Report								

ORGL0046

COSD General Ledger Activity Report

Run Date:08/15/17 14:26:30

Page: 1 of 2

Report Parameters :

Currency : USD

Fund Low : 44077

Fund High : 44077

Org Low :

Org High :

Dept :

Account Low :

Account High :

Period : JUL-17

Balance Type : Actual

ORGL0046

COSD General Ledger Activity Report

Period JUL-17

Run Date 08/15/17 14:26:30

Page: 2 of 2

Org	SOURCE	CATEGORY	NAME	DESCRIPTION	LINE ITEM	SOURCE ITEM GL DATE	DEBITS	CREDITS
FUND : 44077	NATIONAL CITY INVESTMENT FUND							
ACCOUNT : 10100	CASH IN TREASURY							
						Beginning Balance :	8,127,072.40	
00000 DEFAULT	MassAllocation	Cash Allocation	INTEREST CASH DISTRIBUT	INTEREST APPORTIONMENT		25-JUL-17	14,399.17	0.00
						Total :	14,399.17	0.00
						Ending Balance :	8,141,471.57	
ACCOUNT : 10750	DUE FROM / DUE TO - INTEREST APPORTIONMENT					Beginning Balance :	15,473.91	
00000 DEFAULT	MassAllocation	Cash Allocation	INTEREST CASH DISTRIBUT	Intracompany balancing		25-JUL-17	0.00	14,399.17
						Total :	0.00	14,399.17
						Ending Balance :	1,074.74	
ACCOUNT : 34100	FUND BALANCE AVAILABLE - ACTUAL BASIS					Beginning Balance :		8,142,546.31
						Total :	0.00	0.00
						Ending Balance :		8,142,546.31
						Grand Total :	14,399.17	14,399.17

End Of Report

The following page(s) contain the backup material for Agenda Item: Warrant Register #3 for the period of 07/12/17 through 07/18/17 in the amount of \$1,310,855.42. (Finance)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.:

ITEM TITLE:

Warrant Register #3 for the period of 07/12/17 through 07/18/17 in the amount of \$1,310,855.42.
(Finance)

PREPARED BY: Karla Apalategui, Accounting Assistant

DEPARTMENT: Finance

PHONE: 619-336-4572

APPROVED BY: 

EXPLANATION:

Per Government Section Code 37208, attached are the warrants issued for the period of 07/12/17 through 07/18/17.

Consistent with Department of Finance, listed below are all payments above \$50,000.

<u>Vendor</u>	<u>Check/Wire</u>	<u>Amount</u>	<u>Explanation</u>
Art D Nielsen Painting Inc	329883	61,380.00	Repairs at the Stein House

FINANCIAL STATEMENT:

APPROVED: 

FINANCE

ACCOUNT NO.

APPROVED: _____

MIS

Warrant total - \$1,310,855.42.

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: INTRODUCTION ☐ FINAL ADOPTION ☐

STAFF RECOMMENDATION:

Ratify warrants totalling \$1,310,855.42

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

Warrant Register #3



WARRANT REGISTER #3
7/18/2017

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
AQUA ADVENTURES INC	STAND UP PADDLE BOARDS	329882	7/18/17	11,418.75
ART D NIELSEN PAINTING INC	REPAIRS AT THE STEIN HOUSE	329883	7/18/17	61,380.00
BRIGHT GUARD LLC	SUNSCREEN DISPENSER FOR AQUATIC CENTER	329884	7/18/17	384.67
CALIFORNIA ASSOCIATION OF CODE	CACEO ANNUAL SEMINAR / NSD	329885	7/18/17	384.00
CALIFORNIA ASSOCIATION OF CODE	CACEO INVESTIGATIVE REPORT WRITING / NSD	329886	7/18/17	75.00
CALIFORNIA LOTBOOK INC	COPY OF PUBLIC RECORDS	329887	7/18/17	25.00
CLF WAREHOUSE INC	MOP#80331 AUTO PARTS / FLEET PW	329888	7/18/17	88.14
CLF WAREHOUSE INC	MOP#80331 AUTO SUPPLIES / FLEET PW	329889	7/18/17	29.61
COMMERCIAL AQUATIC SERVICE INC	MATERIALS - JJ LED LIGHTS / PW	329890	7/18/17	8,809.62
CSAC EXCESS INS AUTHORITY	PROPERTY INSURANCE	329891	7/18/17	1,556.00
DANIELS TIRE SERVICE	22 TIRES FOR VEHICLES / PW	329892	7/18/17	4,571.49
DISCOUNT SPECIALTY CHEMICALS	URATIC SALT REMOVER / PW	329893	7/18/17	473.77
ENTERPRISE FLEET MANAGEMENT	ENTERPRISE FLEET LEASE / JUNE 2017	329894	7/18/17	14,485.57
ESCROW CONCEPTS	DOWN PAYMENT DEPOSIT / 420 W. 21ST STREET	329895	7/18/17	1,000.00
EXPRESS PIPE AND SUPPLY CO INC	CITY WIDE PLUMBING PARTS & MATERIALS / PW	329896	7/18/17	10.47
FEDEX	SHIPPING SERVICES / HOUSING	329897	7/18/17	49.16
FERGUSON ENTERPRISES INC	MOP#45723 PLUMBING SUPPLIES / FACILITIES	329898	7/18/17	349.84
HAAKER EQUIPMENT COMPANY	WIRELESS HEADS MIC MUFF / WASTEWATER DIV	329899	7/18/17	4,467.89
HONEYWELL INTERNATIONAL INC	HEAT AND AIR CONDITIONING SERVICES	329900	7/18/17	3,798.55
IBARRA, G	REIMBURSEMENT FOR TRAINING / HOUSING	329901	7/18/17	301.27
IMPACT CANOPIES USA	RUBBER WEIGHTS FOR CANOPIES / CSD	329902	7/18/17	461.59
KENDALL PRODUCTS	NON-SLIP TILES FOR THE ADA SHOWERS IN TH	329903	7/18/17	276.79
KNOX SERVICES	GOVERNMENTAL PURPOSES	329904	7/18/17	78.75
LASER SAVER INC	MOP 45725 OFFICE SUPPLIES	329905	7/18/17	375.75
LEFORTS SMALL ENGINE REPAIR	MOP#80702 AUTO PARTS / FLEET PW	329906	7/18/17	236.81
LEGO EDUCATION NORTH AMERICA	LEGO SETS FOR TINY TOTS PROGRAM / CSD	329907	7/18/17	1,244.89
LIFEGUARD STORE INC	SHOWER CURTAINS AND HOOKS / CSD	329908	7/18/17	495.00
LOUNSBERY FERGUSON	MEMBERSHIP / CITY ATTORNEY'S OFFICE	329909	7/18/17	1,050.00
MARINE RESCUE PRODUCTS INC	WATERPROOF RADIO CASE & BINOCULARS / CSD	329910	7/18/17	227.10
MARLO'S AUTO SPECIALTIES	REMOVE AND REPAIR VEHICLE / PW	329911	7/18/17	3,410.00
MATTHEW DOLAN	REFUND OF T&A 90220 - ENG	329912	7/18/17	8,908.48
MCDUGAL LOVE ECKIS	LIABILITY CLAIM COST	329913	7/18/17	1,073.00
ORKIN	PEST CONTROL SERVICES MONTH OF APRIL 2017	329914	7/18/17	416.50
PACIFIC SAFETY CENTER	BACKHOE OPERATOR TRAINING CLASS - PW STA	329915	7/18/17	450.00
PLUMBERS DEPOT INC	CUT OFF SAW / PW	329916	7/18/17	3,885.94
PRO BUILD	MOP#45707 GENERAL SUPPLIES / PW	329917	7/18/17	637.14
PRUDENTIAL OVERALL SUPPLY	MOP#45742 LAUNDRY SERVICES / PW	329918	7/18/17	169.56
RED WING SHOES STORE	SAFETY BOOTS / PW	329919	7/18/17	125.00
SAN DIEGO MIRAMAR COLLEGE	TRAINING TUITION CPT/KALANKIEWICZ, SPRINGER	329920	7/18/17	138.00
SAN DIEGO MIRAMAR COLLEGE	TRAINING TUITION CPT/FITCHHORN	329921	7/18/17	46.00
SAN DIEGO MIRAMAR COLLEGE	TRAINING TUITION 11550/ACEVEDO, MARIOTA	329922	7/18/17	27.60
SDG&E	WASTEWATER - GAS & ELECTRIC UTILITIES	329923	7/18/17	7,496.27
SITEONE LANDSCAPE SUPPLY LLC	MOP#45720 PARK EQUIPMENT / PARKS PW	329924	7/18/17	55.69
STAPLES BUSINESS ADVANTAGE	MOP # 45704 OFFICE SUPPLIES / PD	329925	7/18/17	305.29
STAPLES BUSINESS ADVANTAGE	MOP #45704 - OFFICE SUPPLIES - CMO	329926	7/18/17	758.80
STAPLES BUSINESS ADVANTAGE	MOP # 45704 OFFICE SUPPLIES - SEC 8	329927	7/18/17	67.98
SWEETWATER AUTHORITY	WASTEWATER DIVISION WATER	329928	7/18/17	127.50
TERRA BELLA NURSERY INC	CUPANIOPSIS TREE / PW	329929	7/18/17	131.30
THE PUN GROUP LLP	INDEPENDENT A	329930	7/18/17	25,000.00
TOPECO PRODUCTS	MOP#63849 AUT	329931	7/18/17	26.52



WARRANT REGISTER #3
7/18/2017

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
UNITED ROTARY BRUSH CORP	STREET SWEEPER REPAIRS / PW	329932	7/18/17	3,214.33
VALLEY INDUSTRIAL SPECIALTIES	MOP#46453 PLUMBING SUPPLIES / FACILITIES	329933	7/18/17	825.78
VISTA PAINT	MOP# 68834. PAINT SUPPLIES / NSD	329934	7/18/17	139.28
WEST MARINE PRODUCTS INC	LIFE JACKETS / CSD	329935	7/18/17	2,097.47
WEST PAYMENT CENTER	BOOKS / CITY ATTORNEY'S OFFICE	329936	7/18/17	528.47
A/P Total				178,167.38
WIRED PAYMENTS				
PAYCHEX BENEFIT TECHNOLOGIES	BENETRAC ESR SVCS BASE FEE JUL 2017	785832	7/14/17	507.00
ARCO BUSINESS SOLUTIONS	FUEL FOR CITY FLEET JUNE 2017	934422	7/12/17	26,713.75
SECTION 8 HAPS				
	Start Date	End Date		
	7/12/2017	7/18/2017		16,010.00
PAYROLL				
Pay period	Start Date	End Date	Check Date	
15	7/4/2017	7/17/2017	7/26/2017	1,089,457.29
GRAND TOTAL				<u>\$ 1,310,855.42</u>

Certification

IN ACCORDANCE WITH SECTION 37202, 37208, 372059 OF THE GOVERNMENT CODE, WE HEREBY CERTIFY TO THE ACCURACY OF THE DEMANDS LISTED ABOVE AND TO THE AVAILABILITY OF FUNDS FOR THE PAYMENT THEREOF AND FURTHER THAT THE ABOVE CLAIMS AND DEMANDS HAVE BEEN AUDITED AS REQUIRED BY LAW.



MARK ROBERTS, FINANCE

LESLIE DEESE, CITY MANAGER

FINANCE COMMITTEE

RONALD J. MORRISON, MAYOR-CHAIRMAN

ALBERT MENDIVIL, VICE-MAYOR

ALEJANDRA SOTELO-SOLIS, MEMBER

MONA RIOS, MEMBER

JERRY CANO, MEMBER

I HEREBY CERTIFY THAT THE FOREGOING CLAIMS AND DEMANDS WERE APPROVED AND THE CITY TREASURER IS AUTHORIZED TO ISSUE SAID WARRANTS IN PAYMENT THEREOF BY THE CITY COUNCIL ON THE 5TH OF SEPTEMBER 2017.

AYES _____

NAYS _____

ABSENT _____

The following page(s) contain the backup material for Agenda Item: Warrant Register #4 for the period of 07/19/17 through 07/25/17 in the amount of \$2,317,938.00. (Finance)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.:

ITEM TITLE:

Warrant Register #4 for the period of 07/19/17 through 07/25/17 in the amount of \$2,317,938.00.
(Finance)

PREPARED BY: Karla Apalategui, Accounting Assistant

DEPARTMENT: Finance

PHONE: 619-336-4572

APPROVED BY: 

EXPLANATION:

Per Government Section Code 37208, attached are the warrants issued for the period of 07/19/17 through 07/25/17.

Consistent with Department of Finance, listed below are all payments above \$50,000.

<u>Vendor</u>	<u>Check/Wire</u>	<u>Amount</u>	<u>Explanation</u>
ACE Electric Inc	329939	138,239.39	El Toyon & Las Palmas Lighting Project
Dick Miller Inc	329958	133,007.07	Plaza Blvd Widening N Ave to I 805 Pjct
Portillo Concrete Inc	329978	593,247.74	Sewer Line Replacement Upsizing Pjct
South Bay Community Svcs	329989	50,143.72	Home Agreement / Expenditure Reimb
STC Traffic Inc	329995	271,203.76	Aquatic Center Cameras Project
The Bank of New York Mellon	873675	425,186.25	HUD Section 108 Loan Payment
Public Emp Retirement System	7202017	441,490.18	Service Period 6/20/17 – 07/03/17

FINANCIAL STATEMENT:

APPROVED: 

FINANCE

ACCOUNT NO.

APPROVED: _____

MIS

Warrant total \$2,317,938.00.

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: **INTRODUCTION** ☐ **FINAL ADOPTION** ☐

STAFF RECOMMENDATION:

Ratify warrants totaling \$2,317,938.00

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

Warrant Register #4



WARRANT REGISTER #4

7/25/2017

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
HARRIS, R	ARREST AND CONTROL TRAINING / PD	329937	7/25/17	3,100.00
REGIONAL TRAINING CENTER	REGIONAL TRAINING CENTER	329938	7/25/17	550.00
ACE ELECTRIC INC	EL TOYON & LAS PALMAS LIGHTING PROJECT	329939	7/25/17	138,239.39
ADMINSURE INC	PROFESSIONAL SERVICES AUGUST 2017	329940	7/25/17	14,117.49
AGUIRRE, C	REIMBURSEMENT SOFTWARE / HOUSING	329941	7/25/17	99.99
AIR POLLUTION CONTROL DISTRICT	AIR POLLUTION CONTROL PERMIT FEES -ENG	329942	7/25/17	510.00
ASPEN RISK MANAGEMENT GROUP	RISK MANAGEMENT SVCS / JUNE 2017	329943	7/25/17	2,700.00
AT&T	T&A REFUND 90208 - ENG	329944	7/25/17	1,487.72
BANNER BANK	PLAZA BLVD WIDENING N AVE TO I805 RETENTION	329945	7/25/17	7,000.37
CALIFORNIA ASSOCIATION OF CODE	CACEO ANNUAL CONFERENCE / G IBARRA	329946	7/25/17	619.00
CALIFORNIA ELECTRIC SUPPLY	MOP#45698 ELECTRIC SUPPLIES - PW	329947	7/25/17	639.82
COMMERCIAL & INDUSTRIAL	ARTS BUILDING ROOF REPLACEMENT PROJECT	329948	7/25/17	49,391.92
COMMERCIAL AQUATIC SERVICE INC	SVC LABOR CHARGE - REPLACE STARTER	329949	7/25/17	310.50
COMMUNITY ROWING OF	LEARN-TO-ROW SUMMER CAMP CLASSES	329950	7/25/17	1,104.00
COUNTY OF SAN DIEGO	ARCC SAN DIEGO / HOUSING	329951	7/25/17	30.00
COUNTY OF SAN DIEGO	PARK SUMMER MOVIES - 08/12/17	329952	7/25/17	488.00
COURTESY AUTO OF ORANGE COUNTY	2017 DODGE DURANGO SXT RWD / FIRE	329953	7/25/17	26,843.90
CSULB FOUNDATION	TRAINING TUITION / KLOS / POLICE	329954	7/25/17	724.00
CWEA MEMBERSHIP	ANNUAL MEMBERSHIP RENEWAL / PW	329955	7/25/17	180.00
DANIEL F WARD III	MISS NATIONAL CITY EDUCATION PAGEANT 2017	329956	7/25/17	150.00
DANIELS TIRE SERVICE	TIRES FOR VEHICLES / PW	329957	7/25/17	1,039.36
DICK MILLER INC	PLAZA BLVD WIDENING N AVE TO I 805 PROJECT	329958	7/25/17	133,007.07
D-MAX ENGINEERING	NC STORM WATER SERVICES 2016-2017	329959	7/25/17	29,468.82
GARCIA, JOSE	REFUND / DENIED LICENSE FOR HOME OCCUPANT	329960	7/25/17	270.00
GEORGE WATERS	COOKIES FOR THE TINY TOT GRADUATION / CSD	329961	7/25/17	118.34
GRAINGER	MOP#65179 GENERAL SUPPLIES - PW	329962	7/25/17	412.09
INNOVATIVE CONSTRUCTION	DIVISION ST ROAD DIET PROJECT	329963	7/25/17	46,241.00
KIMLEY HORN AND ASSOC INC	SWEETWATER RIVER BIKEWAY PROJECT	329964	7/25/17	30,145.04
KLOS, F	TRAINING ADV SUB/KLOS	329965	7/25/17	1,409.00
LUCAS, M	MEDIC FEE REIMBURSEMENT	329966	7/25/17	242.50
MAINTEX INC	CITY WIDE JANITORIAL SUPPLIES & PARTS	329967	7/25/17	681.03
MASON'S SAW	MOP# 45729 LAWN SUPPLIES / PW	329968	7/25/17	767.95
MELODY WILLIAMMEE	CHAIR YOGA	329969	7/25/17	135.00
MEYERS NAVE	AMORTIZATION OF NON-CONFORMING USES	329970	7/25/17	1,190.00
NATIONAL CITY CAR WASH	CITY FLEET CAR WASHES / JUNE 2017	329971	7/25/17	542.99
NATIONAL CITY ELECTRIC	CITY WIDE ONSITE ELECTRICAL	329972	7/25/17	2,455.00
NATIONAL CITY TROPHY	MOP#66556 OFFICE SUPPLIES - PW	329973	7/25/17	83.20
NBS	LANDSCAPE MAINTENANCE DISTRICT QUARTERLY	329974	7/25/17	847.09
ORKIN	PEST CONTROL SERVICES	329975	7/25/17	416.50
ORTIZ, MARIO	REFUND / CITATION OVERPAYMENT	329976	7/25/17	80.00
PLUMBERS DEPOT INC	NOZZLES CHISEL	329977	7/25/17	227.29
PORTILLO CONCRETE INC	SEWER LINE REPLACEMENT UPSIZING PROJECT	329978	7/25/17	593,247.74
PRO BUILD	MOP# 45707 GENERAL SUPPLIES / PW	329979	7/25/17	1,988.38
PRO-TECH INDUSTRIES	DEODORANT BEADS - RESTROOMS	329980	7/25/17	174.71
PRUDENTIAL OVERALL SUPPLY	MOP# 45742 LAUNDRY SERVICES / PW	329981	7/25/17	1,240.22
RELY ENVIRONMENTAL	HAZARDOUS WASTE SERVICES	329982	7/25/17	5,028.00
SAN DIEGO UNION TRIBUNE	LEGAL NOTICE UNION TRIBUNE / HOUSING	329983	7/25/17	447.00
SANDAG	FY 2018 MEMBER AGENCY ASSESSMENTS-CMO/PD	329984	7/25/17	12,924.00
SASI	MONTHLY TRUS / DEBIT CHARGES	329985	7/25/17	135.50
SCST INC	PARADISE CREEK ED. PROJECT	329986	7/25/17	121.00



WARRANT REGISTER #4
7/25/2017

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
SDG&E	WASTEWATER - GAS & ELECTRIC	329987	7/25/17	1,202.52
SMS CA INC METRO PCS	REFUND FOR TEMPORARY BANNER PERMIT	329988	7/25/17	1,975.00
SOUTH BAY COMMUNITY SERVICES	HOME AGREEMENT / EXPENDITURE REIMB	329989	7/25/17	50,143.72
SOUTH BAY MOTORSPORTS	R & M CITY VEHICLES	329990	7/25/17	727.20
SOUTHWESTERN COMMUNITY COLLEGE	LEARN TO SAIL SUMMER CAMPS AT THE NCAC / CSD	329991	7/25/17	2,600.00
SOUTHWESTERN COMMUNITY COLLEGE	FACILITY FEE FOR RECRUIT TRYOUTS / PD	329992	7/25/17	238.00
STANLEY ACCESS INC	CONTROL BOX FOR FACILITIES	329993	7/25/17	2,046.72
STAPLES BUSINESS ADVANTAGE	MOP STAPLES / PD	329994	7/25/17	11.26
STC TRAFFIC INC	AQUATIC CENTER CAMERAS PROJECT	329995	7/25/17	271,203.76
SWEETWATER AUTHORITY	WASTEWATER DIVISION WATER UTILITIES	329996	7/25/17	13.77
T MAN TRAFFIC SUPPLY	MOP#76666 TRAFFIC SUPPLIES / PW	329997	7/25/17	488.02
THE HOME DEPOT CREDIT SERVICES	SUPPLIES FOR PARKS DIVISION	329998	7/25/17	474.05
TRAINING INNOVATIONS INC	ANNUAL TMS SERVICE FEE FOR POLICE TRAINING	329999	7/25/17	750.00
U S BANK	CREDIT CARD CHARGES, FIRE	330000	7/25/17	462.74
URBAN LAND INSTITUTE	ULI MEMBERSHIP DUES - MEMBER ID 399209	330001	7/25/17	220.00
VALLEY INDUSTRIAL SPECIALTIES	MOP# 46453 ELECTRIC SUPPLIES / PW	330002	7/25/17	984.74
VARAGNOLO, LUIGIA	REFUND / CITATION DISMISSED	330003	7/25/17	25.00
VERIZON WIRELESS	VERIZON WIRELESS JUNE 2017	330004	7/25/17	898.56
WAXIE SANITARY SUPPLY	MIC NAT CORELESS / HAND TOWELS	330006	7/25/17	580.29
WAXIE SANITARY SUPPLY	MISCELLANEOUS JANITORIAL SUPPLIES / PW	330007	7/25/17	2,722.77
WILLY'S ELECTRONIC SUPPLY	MOP SUPPLIES / MIS	330008	7/25/17	121.53
			A/P Total	1,451,261.57
WIRED PAYMENTS				
THE BANK OF NEW YORK MELLON	HUD SECTION 108 LOAN PAYMENT	873675	7/20/17	425,186.25
PUBLIC EMP RETIREMENT SYSTEM	SERVICE PERIOD 06/20/17 - 07/03/17	7202017	7/20/17	441,490.18

GRAND TOTAL

\$2,317,938.00

Certification

IN ACCORDANCE WITH SECTION 37202, 37208, 372059 OF THE GOVERNMENT CODE, WE HEREBY CERTIFY TO THE ACCURACY OF THE DEMANDS LISTED ABOVE AND TO THE AVAILABILITY OF FUNDS FOR THE PAYMENT THEREOF AND FURTHER THAT THE ABOVE CLAIMS AND DEMANDS HAVE BEEN AUDITED AS REQUIRED BY LAW.



MARK ROBERTS, FINANCE

LESLIE DEESE, CITY MANAGER

FINANCE COMMITTEE

RONALD J. MORRISON, MAYOR-CHAIRMAN

ALBERT MENDIVIL, VICE-MAYOR

ALEJANDRA SOTELO-SOLIS, MEMBER

MONA RIOS, MEMBER

JERRY CANO, MEMBER

I HEREBY CERTIFY THAT THE FOREGOING CLAIMS AND DEMANDS WERE APPROVED AND THE CITY TREASURER IS AUTHORIZED TO ISSUE SAID WARRANTS IN PAYMENT THEREOF BY THE CITY COUNCIL ON THE 5TH OF SEPTEMBER 2017.

AYES _____

NAYS _____

ABSENT _____

The following page(s) contain the backup material for Agenda Item: Ordinance of the City of National City amending the National City Municipal Code by adding Chapter 2.55 establishing requirements regarding the adoption and amendment of the annual budget of the City of National City. (Finance)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.:

ITEM TITLE:

Ordinance of the City of National City amending the National City Municipal Code by adding Chapter 2.55 establishing requirements regarding the adoption and amendment of the annual budget of the City of National City.

PREPARED BY: Mark Roberts, Director of Finance

PHONE: 619-336-4330

DEPARTMENT: Finance

APPROVED BY: 

EXPLANATION:

With the exception of Section 53901, which requires the filing of budgets with the county auditor, and Section 7900 et seq, which establishes limits on appropriations, the California Government Code is silent on the manner in which cities must develop and administer their budgets. Therefore, it is incumbent upon cities to develop their own budget ordinances and policies, to ensure sound budgetary practices are followed. Currently, the City of National City does not have a comprehensive budget ordinance or policy.

The purpose of the proposed budget ordinance is to provide a framework for the effective administration of the City's finances and a foundation for the creation of a comprehensive budget policy. While, as noted above, the Government Code provides little guidance regarding city budgetary practices, it does dictate the most significant aspects of the county budgetary process, much of which is applicable to the city process. Therefore, the proposed ordinance incorporates elements from the California Government Code 29000 et seq regarding county budgets, modified, where necessary, to apply to the City of National City.

FINANCIAL STATEMENT:

ACCOUNT NO.
NA

APPROVED: 

FINANCE

APPROVED: _____

MIS

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: INTRODUCTION ☒ FINAL ADOPTION ☐

STAFF RECOMMENDATION:

Adopt the ordinance, amending the National City Municipal Code by adding Chapter 2.55 establishing requirements regarding the adoption and amendment of the annual budget of the City of National City.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

Proposed Ordinance

MUNICIPAL CODE

Chapter 2.55 – FISCAL ADMINISTRATION

2.55.010 – Purpose and intent.

In enacting this chapter, it is the purpose and intent of the city council to establish requirements for the development, adoption, and maintenance of the city budget, and to set forth sound standards for the management of the city's assets.

2.55.020 – Fiscal year.

The city's fiscal year shall begin on the first day of July of each year and end on the thirtieth day of June of the following year.

2.55.030 – Preliminary budget.

- A. At least thirty days prior to the end of each fiscal year, the city manager shall submit the preliminary budget for the ensuing fiscal year to the city council at a regular city council meeting or other properly noticed public meeting of the city council.
- B. Upon receipt of the preliminary budget, the city council may direct or authorize the city manager to make revisions to the same at any regular city council meeting or other properly noticed public meeting of the city council prior to adoption of the budget.
- C. At a regular city council meeting, or other properly noticed public meeting of the city council at which the city manager presents the preliminary budget to the city council, any member of the public may appear and be heard regarding any item in the preliminary budget or for requests to include additional items.

2.55.040 – Adopted budget.

- A. After the city manager has made all revisions to the preliminary budget directed or authorized by the city council pursuant to subsection B of Section 2.55.030, but not later than June 30th of each year, the city council shall by resolution adopt the budget for the ensuing fiscal year as finally determined.
- B. The resolution of adoption of the budget shall specify, at a minimum, the following:
 - 1. appropriations by fund, budget unit, and category;
 - 2. interfund transfers; and
 - 3. estimated financing sources by fund available to meet the budget requirements.
- C. The city council may set forth appropriations in greater detail than required in subsection B of this section and may authorize any additional controls for the administration of the budget as it deems necessary. The city council may delegate the authority to exercise said additional administrative controls to the city manager.

- D. There shall be a schedule in or supporting the adopted budget document, or a separate ordinance or resolution, setting forth the number and classifications of positions approved by the city council.
- E. The adoption of the budget may be accomplished by a resolution in which the adoption is effectuated by reference to the financing uses in the budget as finally determined, provided that the minimum requirements set forth in subsection B of this section are met in the budget document. If adopted by reference, the budget shall have the same effect as if the resolution of adoption had been accomplished by passage of the Resolution in full in a manner provided by law.
- F. A copy of the adopted budget shall be placed and shall remain on file with the city clerk where it shall be available for inspection.
- G. In accordance with Government Code §53901, a copy of the adopted budget shall be filed with the county auditor within 60 days after the beginning of the City's fiscal year and the annual budget shall be held on file by the county auditor where it shall be available for public inspection during reasonable business hours.
- H. 1. If at the beginning of any fiscal year, the budget has not been adopted, the director of finance shall approve payments for the support of the various budget units in accordance with the following authorizations:
 - a. Except as otherwise provided in subsection 2, the totals in the preliminary budget as submitted by the city manager, less the amounts for capital assets, transfers out, and new permanent employee positions, are deemed appropriated until adoption of the budget. For the purposes of this subsection, the term "new permanent employee positions" does not include any employee position created in lieu of an employee position that has been abolished.
 - b. Amounts for capital assets, transfers out, and new permanent employee positions are deemed appropriated until the adoption of the budget if specifically approved by the city council.
 - c. If the preliminary budget has not been submitted to the city council because of an emergency as defined in Section 2.48.020, the amounts deemed appropriated for the new fiscal year shall be based upon the final adjusted budget of the preceding year, less the amounts for capital assets and transfers out unless specifically approved by the city council. For the purposes of this subsection, the term "final adjusted budget" includes the adopted budget, plus adjustments authorized by the city council and encumbrances.
- 2. Notwithstanding any other provision of this subsection, prior to the adoption of the budget, the city council may impose expenditure limitations that are more restrictive than those contained in this section.

2.55.050 – Appropriations and transfers.

- A. In accordance with Article XIIIB of the Constitution of the State of California, the total annual appropriations subject to limitation of the city shall not exceed the appropriations limit of the city for the prior fiscal year adjusted for the change in the

cost of living and the change in population, except as otherwise provided in Article XIIB of the Constitution of the State of California.

- B. 1. Transfers and revisions to the adopted appropriations may be made as follows:
 - a. transfers and revisions resulting in an increase in the combined total of appropriations and transfers of any fund, by the approval of the city council.
 - b. between budget units within a fund, subject to the restriction of subsection 1 of this section, by the approval of the city manager.
- 2. The city manager is authorized to transfer monies up to the maximums set forth in the budget.
- C. Any unencumbered balance remaining to the credit of any appropriation, except for those associated with capital assets, shall lapse at the end of the fiscal year and shall revert to the available balance of the fund from which appropriated.
- D. The budget for each fund maintained by the city, including transfers and revisions made after adoption, shall be balanced. A balanced budget shall be defined as that for which financing uses do not exceed available funding sources.

2.55.060 – Delegation of city manager budgetary powers and duties.

The powers and duties assigned to the city manager by this chapter may be delegated.

The following page(s) contain the backup material for Agenda Item: Alternative resolutions of the City Council of the City of National City to approve or deny a Conditional Use Permit for wholesale auto sales with accessory new car preparation (excluding detail), car wash, outdoor vehicle storage, electrical and trim ins

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO. _____

ITEM TITLE:

Alternative resolutions of the City Council of the City of National City to approve or deny a Conditional Use Permit for wholesale auto sales with accessory new car preparation (excluding detail), car wash, outdoor vehicle storage, electrical and trim installation, and employee parking at 2000 Roosevelt Avenue; City Council may approve either of the attached resolutions based on contained findings for denial or approval. (Applicant: Deborah Falk) (Case File No.: 2016-10 CUP) |

PREPARED BY: Martin Reeder, AICP | *MR*

DEPARTMENT: Planning |

PHONE: 619-336-4313 |

APPROVED BY: 

EXPLANATION:

The City Council conducted a public hearing on this item at the March 21, 2017 City Council meeting. At the hearing, Council voted to disaffirm the decision of the Planning Commission, which was to deny the Conditional Use Permit (CUP), and direct staff to bring back a resolution to approve a modified CUP limiting the business to wholesale auto sales with accessory new car preparation (including detail), outdoor vehicle storage, electrical and trim installation (optional equipment for new vehicles), and employee parking.

At the May 2, 2017 City Council meeting, the City Council voted to deny the resolution approving the modified CUP. The Council asked staff to return with a resolution denying the CUP request. The resolution was brought back at the June 20, 2017 City Council meeting, but continued to August 15, 2017. Resolutions for both denial and approval were provided to the Council at the public meeting of August 15, 2017; however, no action was taken. Council asked staff to return with a subsequent approval resolution with conditions reflecting the use of non-hazardous and "green"/biodegradable products, as well as spot inspections.

Resolutions for both denial and approval have been attached in an effort to expedite proceedings. Adoption of one of the attached resolutions is needed to take action on the item.

FINANCIAL STATEMENT:

APPROVED: _____ Finance

ACCOUNT NO.

APPROVED: _____ MIS

ENVIRONMENTAL REVIEW:

Categorically Exempt pursuant to Class 3 Section 15303 (New Construction or Conversion of Small Structures)

ORDINANCE: INTRODUCTION: ☐ FINAL ADOPTION: ☐

STAFF RECOMMENDATION:

Adopt the Approval Resolution

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Approval Resolution
2. Denial Resolution

The following page(s) contain the backup material for Agenda Item: Resolution of the City Council of the City of National City adopting Council Policy 119: Selection of the Vice Mayor. (City Manager)

CITY OF NATIONAL CITY, CALIFORNIA COUNCIL AGENDA STATEMENT

MEETING DATE: September 5, 2017

AGENDA ITEM NO. |

ITEM TITLE:

Resolution of the City Council of the City of National City adopting Council Policy 119: Selection of the Vice Mayor.

PREPARED BY: Stacey Stevenson

DEPARTMENT: City Manager

PHONE: 336-4308

APPROVED BY:



EXPLANATION:

Following properly agendized discussions at the regularly scheduled meetings of February 7 and April 4, 2017, the City Council of the City of National City directed staff to develop a policy for the annual selection of the vice mayor. The policy, as drafted, seeks to memorialized the Council's stated desire of a policy that calls for the annual selection of a vice mayor, based upon seniority. Further consistent with Council direction, this policy will become effective as of the 2018 general municipal election.

FINANCIAL STATEMENT:

APPROVED: _____ **Finance**

ACCOUNT NO.

APPROVED: _____ **MIS**

N/A

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, is not subject to environmental review.

ORDINANCE: INTRODUCTION: ☐ **FINAL ADOPTION:** ☐

STAFF RECOMMENDATION:

Adopt the resolution adopting Council Policy 119: selection of the vice mayor.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

Draft Council Policy 119
Resolution

CITY COUNCIL POLICY

CITY OF NATIONAL CITY

TITLE: Selection of the Vice Mayor	POLICY #119
ADOPTED:	AMENDED:

Purpose

Under section 36801 of the California Government Code, the city council shall choose one of its number as mayor pro tempore (here after referred to as vice mayor) at the meeting at which the declaration of the election of results for a general municipal election is made pursuant to sections 10262 and 10263 of the Elections Code. While section 36801 provides that a vice mayor must be selected at least every two years, coinciding with the election cycle, there is no prohibition on a more frequent selection.

The purpose of this policy is to establish the process by which the city council will select the vice mayor and the length of the term.

Definition

Mayor pro tempore – for purposes of this policy and its enforcement, the terms mayor pro tempore and vice mayor shall be interchangeable with National City using the term vice mayor.

Policy

1. Consistent with the provisions of Government Code sections 36801 and 36802, the vice mayor shall be selected by the city council from amongst its members. If the mayor is absent or unable to act, the vice mayor shall serve, with all of the powers and duties of the mayor, until the mayor returns or is able to act.
2. Effective as of the 2018 general municipal election, the vice mayor shall serve a term of one (1) year.
 - a. In those years wherein a general municipal election is held, the vice mayor shall be seated at the city council meeting at which the election results are certified.
 - b. In those years wherein there is no general municipal election, the vice mayor shall be seated at the first regularly scheduled council meeting in December.
3. The vice mayor shall serve on a rotating basis so that each councilmember serves one (1) year as vice mayor during his/her four (4) year term.

ADOPTED:**AMENDED:**

4. The councilmember chosen to be vice mayor each year shall be the councilmember on the top of the rotation list, which will be established and maintained as follows:
 - a. The vice mayor will be the councilmember with the most seniority who has not been vice mayor in the last three (3) consecutive years.
 - b. In the event two (2) or more councilmembers have equal seniority and have not been vice mayor in the last three (3) consecutive years, the councilmember with the most votes in their last regular general election shall serve as vice mayor.
 - c. After a councilmember has served as vice mayor, he/she will go to the bottom of the rotation list and the others councilmembers will move up one (1) spot.
 - d. Newly elected councilmembers will be placed on the rotation list after the current councilmembers who have not served as vice mayor.
5. Should any councilmember not be available to take their regular place in the established rotation, the next councilmember in the rotation will serve as vice mayor for that term and the rotation will continue as previously established with the councilmember that was “skipped” placed at the bottom of the rotation list.
6. The rotation list shall be maintained by the City Clerk.

Related Policy References

None

Prior Policy Amendments

None

The following page(s) contain the backup material for Agenda Item: Notice of Decision – Planning Commission approval of a Conditional Use Permit for the sale and trade of jewelry, gold, and other precious metals at a retail store (Kevin Jewelers) located at 3030 Plaza Bonita Road, Suite 1110. (Applicant: Kaveh Bral) (Cas

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.: 1

ITEM TITLE:

Notice of Decision – Planning Commission approval of a Conditional Use Permit for the sale and trade of jewelry, gold, and other precious metals at a retail store (Kevin Jewelers) located at 3030 Plaza Bonita Road, Suite 1110. (Applicant: Kaveh Bral) (Case File 2017-16 CUP)

PREPARED BY: Martin Reeder, AICP 

DEPARTMENT: Planning 

PHONE: 336-4313

APPROVED BY: _____

EXPLANATION:

The business has applied for a Conditional Use Permit (CUP) to buy gold and other precious metals in addition to the primary retail use. The business has 34 store fronts throughout southern California and has recently opened their newest location in Westfield Plaza Bonita. The store is currently conducting retail operations and is looking to expand their services to include secondhand dealing.

The Planning Commission conducted a public hearing on August 21, 2017. The Commissioners asked questions regarding business operations and conditions of approval. The Commission voted to approve the Conditional Use Permit based on required findings and subject to Conditions of Approval.

The attached Planning Commission staff report describes the proposal in detail.

FINANCIAL STATEMENT:

ACCOUNT NO.: _____

APPROVED: _____ **Finance**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

Not a project per CEQA

ORDINANCE: INTRODUCTION: ☐ FINAL ADOPTION: ☐

STAFF RECOMMENDATION:

Staff concurs with the decision of the Planning Commission and recommends that the Notice of Decision be filed.

BOARD / COMMISSION RECOMMENDATION:

The Planning Commission approved the Conditional Use Permit.

Ayes: Flores, Garcia, Sendt, Quintero, Yamane Noes: DelaPaz Absent: Baca

ATTACHMENTS:

- | | |
|-------------------------------------|-----------------------------|
| 1. Overhead | 3. Resolution No. 2017-20 a |
| 2. Planning Commission Staff Report | 4. Reduced Plans |

2017-16 CUP – Kevin Jewelers – Overhead





CITY OF NATIONAL CITY - PLANNING DEPARTMENT
1243 NATIONAL CITY BLVD., NATIONAL CITY, CA 91950

PLANNING COMMISSION STAFF REPORT

Title: PUBLIC HEARING – CONDITIONAL USE PERMIT FOR THE SALE AND TRADE OF JEWELRY, GOLD, AND OTHER PRECIOUS METALS AT A RETAIL STORE (KEVIN JEWELERS) LOCATED AT 3030 PLAZA BONITA ROAD SUITE 1110

Case File No.: 2017-16 CUP

Location: 3030 Plaza Bonita Road

Assessor's Parcel Nos.: 564-471-07

Staff report by: Martin Reeder, Principal Planner

Applicant: Kaveh Bral

Zoning designation: MXD-2 (Major Mixed-Use District)

Adjacent zoning:

North: Single Family Residential neighborhood across Sweetwater Road / RS-2 (Small Lot Residential)

East: Residential / County of San Diego

South: Open Space & I-805 / OS (Open Space)

West: Open Space across Plaza Bonita Road / OS

Environmental review: Not a project per California Environmental Quality Act

Staff recommendation: Approve

BACKGROUND

The business has applied for a Conditional Use Permit (CUP) to buy gold and other precious metals in addition to the primary retail use. The business has 34 store fronts throughout southern California and has recently opened their newest location in Westfield Plaza Bonita. The store is currently conducting retail operations and is looking to expand their services to include secondhand dealing.

Site Characteristics

The project location is an existing 1,320 square-foot suite, located in Westfield Plaza Bonita, in the Major Mixed-Use District (MXD-2) zone. The area is adjacent to other commercial uses within the shopping center. A single-family residential neighborhood is located to the north across Sweetwater Road in the Small Lot Residential (RS-2) zone and the community of Bonita in the County of San Diego (Bonita) is located to the east.

Proposed Use

The applicant is proposing to buy, trade, and/or sell used gold, jewelry, and other precious metals. The use would be accessory to the primary retail use. No onsite melting of gold would occur on site and no construction is proposed.

Analysis

Section 18.30.320 of the Land Use Code (LUC) allows for businesses engaged in secondhand dealing and/or the purchase and selling of gold and other precious metals with an approved CUP. Additional requirements for secondhand dealing CUPs include distance requirements, location of the business, and total gross receipts of secondhand dealing.

Mailing – All property owners and occupants within a distance of 300 feet are required to be notified of a public hearing for most CUP applications. Notice of this public hearing was sent to 151 owners and occupants.

Distance Requirements – Chapter 18.030.320 prohibits pawn shops or businesses engaged in secondhand dealing and/or the purchase of gold and other precious metals within 2,000 feet of another such business. No such business is permitted east of Interstate 805, unless it is located within a shopping center of 50,000 square feet or more, which applies in this case. Additionally, no secondhand dealers may be located within 250 feet of a residential zone. The closest residential zone in this case is approximately 450 feet away.

Required findings

The Municipal Code contains required findings for CUPs. There are six required findings:

1. The proposed use is allowable within the applicable zoning district pursuant to a Conditional Use Permit and complies with all other applicable provisions of the Land Use Code.

The use is allowable within the Major Mixed-Use District zone pursuant to a CUP, and the proposed use meets the required guidelines in the Land Use Code for secondhand dealing sales, as discussed in the staff report.

2. The proposed use is consistent with the General Plan and any applicable specific plan.

Secondhand dealing is permitted, subject to a CUP, by the LUC, which is consistent with the General Plan. A retail use is consistent with the Major Mixed-Use land use designation contained in the Land Use and Community Character element of the General Plan. In addition, the property is not within a Specific Plan area.

3. The design, location, size, and operating characteristics of the proposed activity would be compatible with the existing and future land uses in the vicinity.

No expansion of the suite is proposed. The proposal involves an existing retail business in an existing commercial space, which was already analyzed for traffic impacts when it was constructed. In addition, because secondhand dealing would be accessory to retail sales, no measurable increase in traffic is expected.

4. The site is physically suitable for the type, density, and intensity of use being proposed, including access, utilities, and the absence of physical constraints.

The proposed secondhand dealing would be accessory to a retail use, which is located in an existing commercial area. The addition of secondhand dealing is not expected to increase the demand for parking on the property.

5. Granting the permit would not constitute a nuisance or be injurious or detrimental to the public interest, health, safety, convenience, or welfare, or materially

injurious to persons, property, or improvements in the vicinity and zone in which the property is located.

The proposed use will be subject to conditions limiting secondhand dealing to an accessory use only; prohibiting pawning, melting of gold or other precious metals, and requiring appropriate reporting of secondhand items purchased from customers. These conditions will ensure responsible and lawful operation with regard to secondhand dealing and/or the purchase and selling of gold and other precious metals.

The proposed use will provide an opportunity for persons to attempt to sell stolen property consisting of gold and other precious metals. This is unlikely, both due to the history of compliance of the business in its multiple locations, and because of the attached Conditions of Approval, as discussed below. In addition, the business owner has a secondhand dealer license for their existing businesses.

6. That the proposed project has been reviewed in compliance with the California Environmental Quality Act (CEQA).

The project is not considered a project under CEQA, as no development is proposed. In addition, the proposed use is similar to other commercial uses in the area, which are permitted by right in the mixed-use zones. Given that there is no calculable increase in traffic and no other impacts are anticipated, staff is of the opinion that the project would not result in any physical changes to the environment.

Department and Agency comments

Police Department

The Police Department provided comments on the CUP application and stated that the business is in compliance with the California state mandated reporting requirements, including fingerprinting, and operates under the Department of Justice California Pawn & Secondhand Dealer System (CAPSS). In addition, the applicant stated to the Police Department that they do not take items on consignment or make loans in lieu of purchase.

If approved, conditions of approval require continued compliance with these requirements. Also, as mentioned above, the business owner has a secondhand dealer license for their existing businesses.

Conditions of Approval

Standard Conditions of Approval have been included with this permit, as well as conditions specific to secondhand dealing, including total gross receipts of precious metals purchased or taken for credit not exceeding 50 percent of total retail sales of precious metals, as well as the business obtaining a secondhand dealer license.

Summary

The proposed use is consistent with the General Plan because secondhand dealing is a conditionally-allowed use in the MXD-2 zone. The proposed use would be accessory to the retail use in a commercial area, which is not expected to increase the demand for parking or other services on the property. The addition of secondhand dealing is not expected to have any significant effects on the area.

OPTIONS

1. Approve 2017-16 CUP subject to the attached conditions, and based on attached findings or other findings as determined by the Planning Commission; or
2. Deny 2017-16 CUP based on the attached finding or other findings as determined by the Planning Commission; or,
3. Continue the item for additional information.

ATTACHMENTS

1. Recommended Findings
2. Recommended Conditions
3. Overhead
4. Police Department Comments
5. Public Hearing Notice (mailed to 151 property owners and occupants)
6. Applicant's Plans (Exhibit A, Case File No. 2017-16 CUP, dated 7/10/2017)
7. Resolutions for approval and denial



MARTIN REEDER, AICP
Principal Planner



BRAD RAULSTON
Deputy City Manager

RECOMMENDED FINDINGS FOR APPROVAL
2017-16 CUP – 3030 Plaza Bonita Road Suite 1110

1. The proposed use is allowable within the applicable zoning district pursuant to a Conditional Use Permit and complies with all other applicable provisions of the Land Use Code, because the use is allowable within the Major Mixed-Use District zone pursuant to a CUP, and the proposed use meets the required guidelines in the Land Use Code for secondhand dealing sales, as discussed in the staff report.
2. The proposed use is consistent with the General Plan and any applicable specific plan, because secondhand dealing is permitted, subject to a CUP, by the LUC, which is consistent with the General Plan; a retail use is consistent with the Major Mixed-Use land use designation contained in the Land Use and Community Character element of the General Plan; and the property is not within a Specific Plan area.
3. The design, location, size, and operating characteristics of the proposed activity would be compatible with the existing and future land uses in the vicinity, because no expansion of the suite is proposed; the proposal involves an existing retail business in an existing commercial space, which was already analyzed for traffic impacts when it was constructed; and because secondhand dealing would be accessory to retail sales, no measurable increase in traffic is expected.
4. The site is physically suitable for the type, density, and intensity of use being proposed, including access, utilities, and the absence of physical constraints, because the proposed secondhand dealing would be accessory to a retail use, which is located in an existing commercial area, and because the addition of secondhand dealing is not expected to increase the demand for parking on the property.
5. Granting the permit would not constitute a nuisance or be injurious or detrimental to the public interest, health, safety, convenience, or welfare, or materially injurious to persons, property, or improvements in the vicinity and zone in which the property is located, because the proposed use will be subject to conditions limiting secondhand dealing to an accessory use only, prohibiting pawn, prohibiting melting of gold precious metals, and requiring appropriate reporting of secondhand items purchased from customers. These conditions will ensure responsible and lawful operation with regard to secondhand dealing and/or the purchase and selling of gold and other precious metals.

6. That the proposed project has been reviewed in compliance with the California Environmental Quality Act (CEQA), because the project is not considered a project under CEQA, as no development is proposed, and because the proposed use is similar to other commercial uses in the area, which are permitted by right in the mixed-use zones.

RECOMMENDED FINDING FOR DENIAL

2017-16 CUP – 3030 Plaza Bonita Road Suite 1110

1. Granting the permit would constitute a nuisance or be injurious or detrimental to the public interest, health, safety, convenience, or welfare, or materially injurious to persons, property, or improvements in the vicinity and zone in which the property is located, because the proposed use will provide an opportunity for persons to attempt to sell stolen property consisting of gold and other precious metals.

RECOMMENDED CONDITIONS OF APPROVAL
2017-16 CUP – 3030 Plaza Bonita Road, Suite 1110

General

1. This Conditional Use Permit authorizes secondhand dealing at an existing retail business located at 3030 Plaza Bonita Road. Plans submitted for permits associated with this project shall conform to Exhibit A, case file no. 2017-16 CUP, dated 7/10/2017.
2. Before this *Conditional Use Permit* shall become effective, the applicant and the property owner both shall sign and have notarized an Acceptance Form, provided by the Planning Department, acknowledging and accepting all conditions imposed upon the approval of this permit. Failure to return the signed and notarized Acceptance Form within 30 days of its receipt shall automatically terminate the *Conditional Use Permit*. The applicant shall also submit evidence to the satisfaction of the Planning Department that a Notice of Restriction on Real Property is recorded with the County Recorder. The applicant shall pay necessary recording fees to the County. The Notice of Restriction shall provide information that conditions imposed by approval of the *Conditional Use Permit* are binding on all present or future interest holders or estate holders of the property. The Notice of Restriction shall be approved as to form by the City Attorney and signed by the Deputy City Manager prior to recordation.
3. This permit shall become null and void if not exercised within one year after adoption of the Resolution of approval unless extended according to procedures specified in the Municipal Code.
4. This permit shall expire if the use authorized by this resolution is discontinued for a period of 12 months or longer. This permit may also be revoked, pursuant to provisions of the Land Use Code, if discontinued for any lesser period of time.
5. This *Conditional Use Permit* may be revoked if the operator is found to be in violation of Conditions of Approval.

Planning

6. The buying, trade, and/or sale of secondhand gold, jewelry, and other precious metals shall only be permitted as accessory to a legitimate retail business that sells as new the item(s) in question as its primary business function.
7. Total gross receipts of gold and other precious metals purchased or taken for credit shall not exceed fifty percent of total retail sales of such items.

8. The business shall maintain a secondhand dealer license and shall abide by state-mandated reporting requirements for secondhand tangible personal property as required in the Business and Professions Code.
9. No melting down of any gold or precious metals may occur on site.
10. No items shall be taken in for pawn or other type of collateralized loan.

Jessica Madamba

From: Tom DiZinno
Sent: Thursday, July 13, 2017 3:28 PM
To: Jessica Madamba
Cc: Jose Tellez; Christopher Cameon; Yolanda Felix; Daryn Beauchesne
Subject: Second Hand License for Kevin's Jewelers at Plaza Bonita

I interviewed Erick Andreas Escobar, the new manager of Kevin's Jewelers at Plaza Bonita about the second hand dealers permit request. Their sole intent for the license is to buy gold. They have multiple locations in the county, El Cajon, Los Americas, and Escondido. In each location they follow the State of California mandate for second hand dealers purchase of gold. They take a thumb print, copy the DL, fill out a pawn slip and file with the individual law enforcement agency. I asked them if they are going to use the State's new CAPPS system? He was unaware of it. I will follow-up with the owner and insure they use the state database if affordable for them. I see no reason to hold up their license. They do not take items on consignment or make loans in lieu of purchase.

Tom

Tom Di Zinno P.C.I.
Investigator/NCPD
Economic Crimes/Homicide
tdizinno@nationalcityca.gov
(619)336-4473 D (619)336-4479 F



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Jessica Madamba

From: Tom DiZinno
Sent: Tuesday, July 18, 2017 5:23 PM
To: Jessica Madamba
Cc: Jose Teilez; Christopher Cameon; Yolanda Felix
Subject: Kevin's Jewelers - Additional Note

I talked with Keval Bral, the owner of Kevin's Jewelers. They are currently using the new DOJ CAPPS program to register all gold sellers. So they are in total compliance and should be granted the second hand dealers license.

tom

Tom Di Zinno P.C.I.
Investigator/NCPD
Economic Crimes/Homicide
tdizinno@nationalcityca.gov
(619)336-4473 D (619)336-4479 F



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CITY OF NATIONAL CITY - PLANNING DEPARTMENT
1243 NATIONAL CITY BLVD., NATIONAL CITY, CA 91950

NOTICE OF PUBLIC HEARING

CONDITIONAL USE PERMIT FOR THE SALE AND TRADE OF
JEWELRY, GOLD, AND OTHER PRECIOUS METALS
AT A RETAIL STORE (KEVIN JEWELER'S) LOCATED AT
3030 PLAZA BONITA ROAD SUITE 1110.
CASE FILE NO.: 2017-16 CUP
APN: 564-471-07

The National City Planning Commission will hold a public hearing after the hour of 6:00 p.m. **Monday, August 21, 2017**, in the City Council Chambers, Civic Center, 1243 National City Boulevard, National City, California, on the proposed request. (Applicant: Kaveh Bral)

The applicant is proposing to buy, trade, and/or sell secondhand gold, jewelry, and other precious metals, at an existing 1,320 square-foot jewelry store in Westfield Plaza Bonita.

Information is available for review at the City's Planning Department, Civic Center. Members of the public are invited to comment. Written comments should be received on or before 12:00 p.m., **August 21, 2017** by the Planning Department, who can be contacted at 619-336-4310 or planning@nationalcityca.gov.

If you challenge the nature of the proposed action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Planning Commission at, or prior to, the public hearing.

NATIONAL CITY PLANNING DEPARTMENT


BRAD RAULSTON
Deputy City Manager

RESOLUTION NO. 2017-20 a

**A RESOLUTION OF THE PLANNING COMMISSION OF
THE CITY OF NATIONAL CITY, CALIFORNIA, APPROVING
A CONDITIONAL USE PERMIT FOR THE SALE AND TRADE OF
JEWELRY, GOLD, AND OTHER PRECIOUS METALS AT
A RETAIL STORE (KEVIN JEWELERS) LOCATED AT
3030 PLAZA BONITA ROAD SUITE 1110.
CASE FILE NO. 2017-16 CUP
APN: 561-471-07**

WHEREAS, the Planning Commission of the City of National City considered a Conditional Permit for the sale and trade of jewelry, gold, and other precious metals at a retail store (Kevin Jewelers) located at 3030 Plaza Bonita Road, suite 1110 at a duly advertised public hearing held on August 21, 2017, at which time oral and documentary evidence was presented; and,

WHEREAS, at said public hearings the Planning Commission considered the staff report contained in Case File No. 2017-16 CUP maintained by the City and incorporated herein by reference along with evidence and testimony at said hearing; and,

WHEREAS, this action is taken pursuant to all applicable procedures required by State law and City law; and,

WHEREAS, the action recited herein is found to be essential for the preservation of public health, safety, and general welfare.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission of the City of National City, California, that the testimony and evidence presented to the Planning Commission at the public hearing held on August 21, 2017, support the following findings:

1. The proposed use is allowable within the applicable zoning district pursuant to a Conditional Use Permit and complies with all other applicable provisions of the Land Use Code, because the use is allowable within the Major Mixed-Use District zone pursuant to a CUP, and the proposed use meets the required guidelines in the Land Use Code for secondhand dealing sales, as discussed in the staff report.
2. The proposed use is consistent with the General Plan and any applicable specific plan, because secondhand dealing is permitted, subject to a CUP, by the LUC, which is consistent with the General Plan; retail use is consistent with -

the Major Mixed-Use land use designation contained in the Land Use and Community Character element of the General Plan; and the property is not within a Specific Plan area.

3. The design, location, size, and operating characteristics of the proposed activity would be compatible with the existing and future land uses in the vicinity, because no expansion of the suite is proposed; the proposal involves an existing retail business in an existing commercial space, which was already analyzed for traffic impacts when it was constructed; and because secondhand dealing would be accessory to retail sales, no measurable increase in traffic is expected.
4. The site is physically suitable for the type, density, and intensity of use being proposed, including access, utilities, and the absence of physical constraints, because the proposed secondhand dealing would be accessory to a retail use, which is located in an existing commercial area, and because the addition of secondhand dealing is not expected to increase the demand for parking on the property.
5. Granting the permit would not constitute a nuisance or be injurious or detrimental to the public interest, health, safety, convenience, or welfare, or materially injurious to persons, property, or improvements in the vicinity and zone in which the property is located, because the proposed use will be subject to conditions limiting secondhand dealing to an accessory use only, prohibiting pawn, prohibiting melting of gold precious metals, and requiring appropriate reporting of secondhand items purchased from customers. These conditions will ensure responsible and lawful operation with regard to secondhand dealing and/or the purchase and selling of gold and other precious metals.
6. That the proposed project has been reviewed in compliance with the California Environmental Quality Act (CEQA), because the project is not considered a project under CEQA, as no development is proposed, and because the proposed use is similar to other commercial uses in the area, which are permitted by right in the mixed-use zones.

BE IT FURTHER RESOLVED that the application for Conditional Use Permit is approved subject to the following conditions:

General

1. This Conditional Use Permit authorizes secondhand dealing at an existing retail business located at 3030 Plaza Bonita Road. Plans submitted for permits associated-

with this project shall conform to Exhibit A, case file no. 2017-16 CUP, dated 7/10/2017.

2. Before this *Conditional Use Permit* shall become effective, the applicant and the property owner both shall sign and have notarized an Acceptance Form, provided by the Planning Department, acknowledging and accepting all conditions imposed upon the approval of this permit. Failure to return the signed and notarized Acceptance Form within 30 days of its receipt shall automatically terminate the *Conditional Use Permit*. The applicant shall also submit evidence to the satisfaction of the Planning Department that a Notice of Restriction on Real Property is recorded with the County Recorder. The applicant shall pay necessary recording fees to the County. The Notice of Restriction shall provide information that conditions imposed by approval of the *Conditional Use Permit* are binding on all present or future interest holders or estate holders of the property. The Notice of Restriction shall be approved as to form by the City Attorney and signed by the Deputy City Manager prior to recordation.
3. This permit shall become null and void if not exercised within one year after adoption of the Resolution of approval unless extended according to procedures specified in the Municipal Code.
4. This permit shall expire if the use authorized by this resolution is discontinued for a period of 12 months or longer. This permit may also be revoked, pursuant to provisions of the Land Use Code, if discontinued for any lesser period of time.
5. This *Conditional Use Permit* may be revoked if the operator is found to be in violation of Conditions of Approval.

Planning

6. The buying, trade, and/or sale of secondhand gold, jewelry, and other precious metals shall only be permitted as accessory to a legitimate retail business that sells as new the item(s) in question as its primary business function.
7. Total gross receipts of gold and other precious metals purchased or taken for credit shall not exceed fifty percent of total retail sales of such items.
8. The business shall maintain a secondhand dealer license and shall abide by state-mandated reporting requirements for secondhand tangible personal property as required in the Business and Professions Code.
9. No melting down of any gold or precious metals may occur on site.
10. No items shall be taken in for pawn or other type of collateralized loan.

BE IT FURTHER RESOLVED that copies of this Resolution be transmitted forthwith to the applicant and to the City Council.

BE IT FINALLY RESOLVED that this Resolution shall become effective and final on the day following the City Council meeting where the Planning Commission -

resolution is set for review, unless an appeal in writing is filed with the City Clerk prior to 5:00 p.m. on the day of that City Council meeting. The City Council may, at that meeting, appeal the decision of the Planning Commission and set the matter for public hearing.

CERTIFICATION:

This certifies that the Resolution was adopted by the Planning Commission at their meeting of August 21, 2017, by the following vote:

AYES: Flores, Garcia, Sendt, Quintero, Yamane

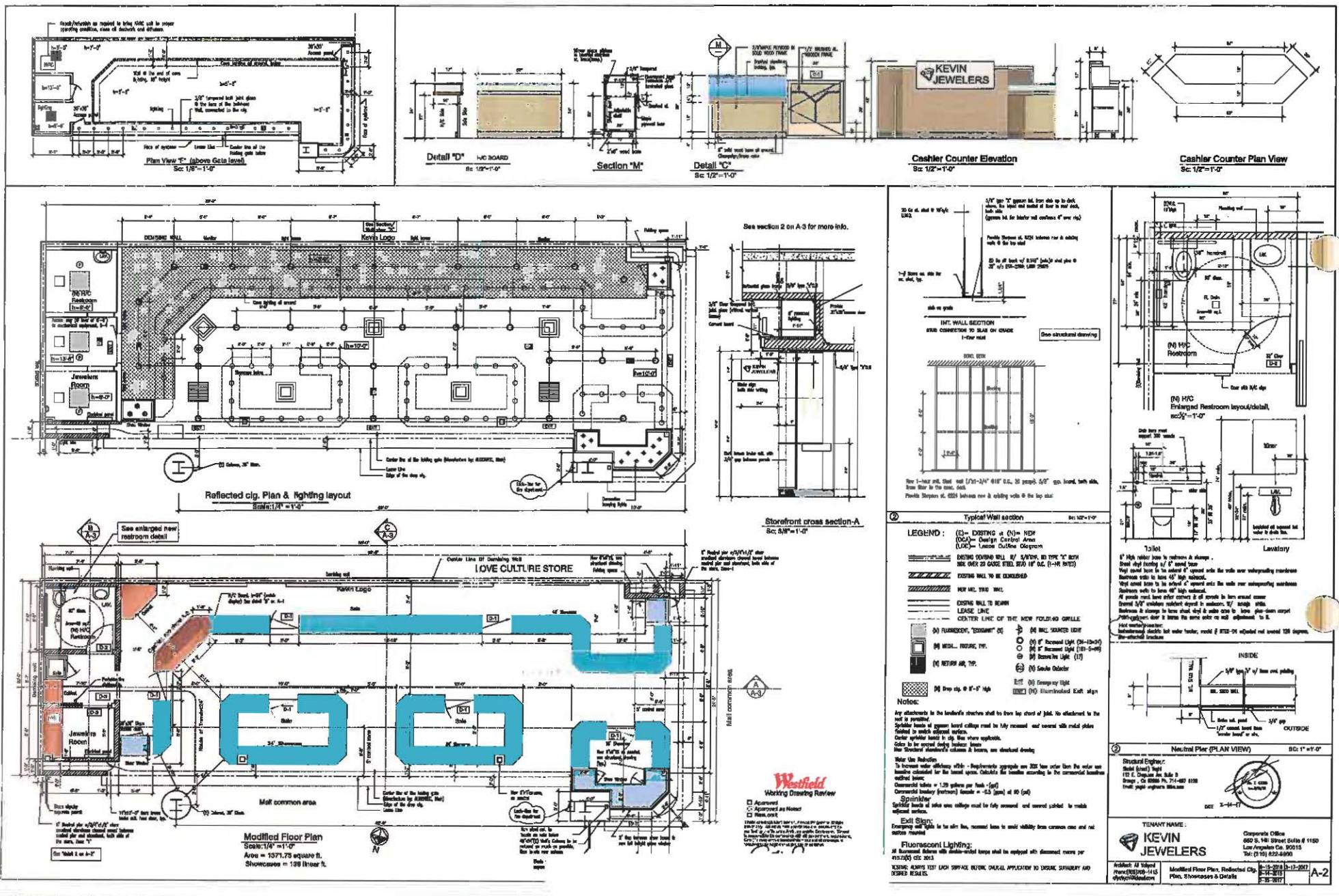
NAYS: Dela Paz

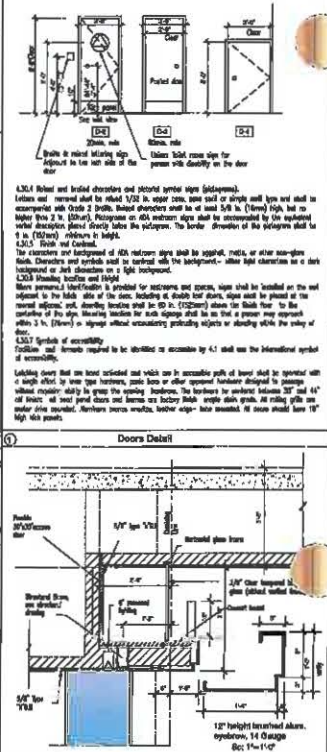
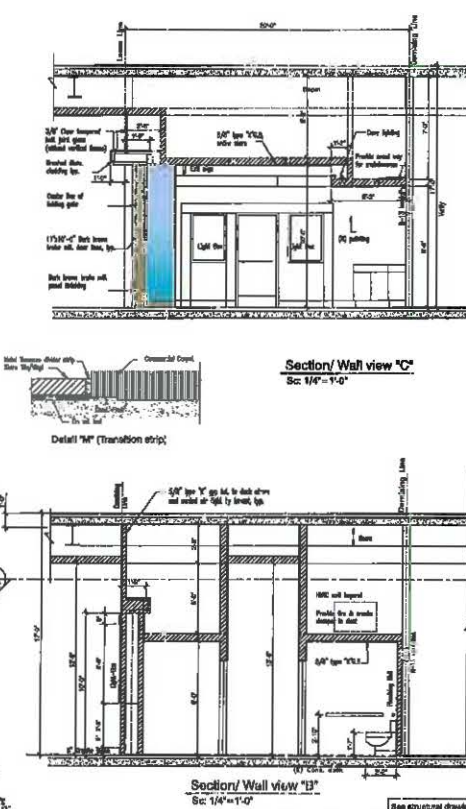
ABSENT: Baca

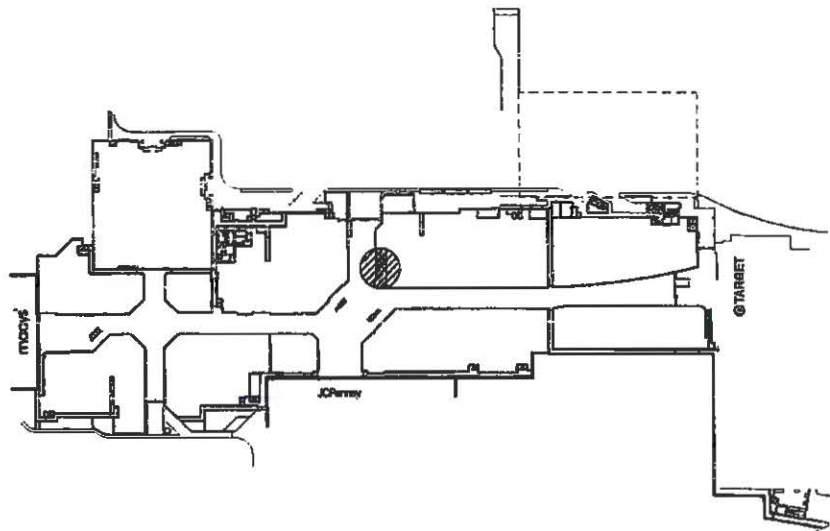
ABSTAIN: None.


CHAIRPERSON

EXHIBIT: A
CASE FILE NO.: CUP 2017-16
DATE: 7/10/2017



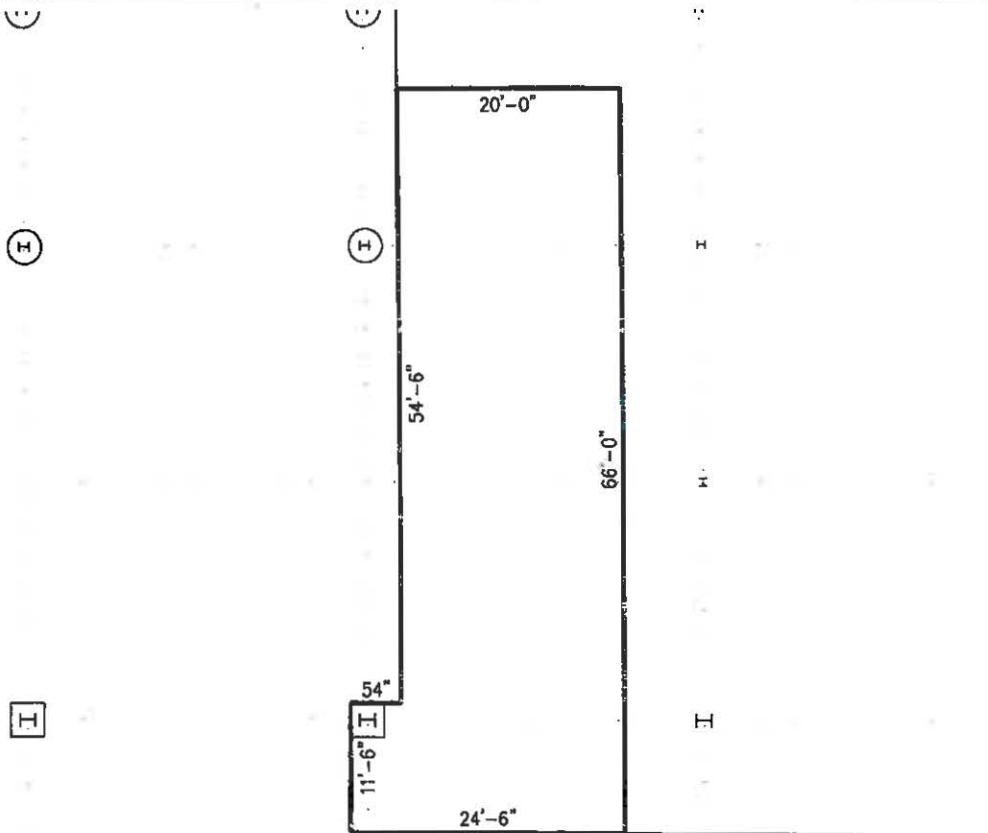
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The document is diagrammatic and is intended only to show the demised premises of the project (hatched area.) It does not purport to show exact dimensions nor the final location of any mechanical, electrical, structural or architectural element. Further, the landlord reserves the right to add, eliminate or modify any such element, as

may be required from time to time. Tenant space dimensions, unless otherwise noted are to the centerlines of tenant partitions and column grids, face of exterior walls and to the outside face of service area partitions adjacent to the tenant space (vz. corridors, closets, and stairs.)

VERSION G



PLAZA BONITA

Level 1

06/20/16

1110

KEVIN JEWELERS



1,372 S.F.

EXHIBIT
A2

The following page(s) contain the backup material for Agenda Item: City Council Review of League of California Cities 2017 Annual Conference Resolution. (City Manager)

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: September 5, 2017

AGENDA ITEM NO.

ITEM TITLE:

City Council Review of League of California Cities 2017 Annual Conference Resolutions

PREPARED BY: Leslie Deese, City Manager

DEPARTMENT: City Manager

PHONE: 619.336.4242

APPROVED BY: 

EXPLANATION:

Please see attached staff report.

FINANCIAL STATEMENT:

ACCOUNT NO. N/A

APPROVED: _____ **Finance**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: **INTRODUCTION:** ☐ **FINAL ADOPTION:** ☐

STAFF RECOMMENDATION:

City Council consider the League's resolutions and determine National City's position so that our voting delegates can represent the City's position during the League conference from September 13-15 in Sacramento, CA

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

- 1) Staff Report
- 2) League of California Cities 2017 Annual Conference Resolutions Packet

Staff Report: City Council review of League of California Cities 2017 Annual Conference Resolutions

This year's League of California Cities Annual Conference will be held September 13-15 in Sacramento. Policy development is a vital and ongoing process within the League. The principal means for deciding policy on the important issues facing cities and the League is through the League's eight standing policy committees and the board of directors. The process allows for timely consideration of issues in a changing environment and assures city officials the opportunity to both initiate and influence policy decisions.

On June 20, 2017, the City Council voted to appoint Mayor Morrison as the voting delegate and Vice Mayor Mendivil as alternate to represent National City at the 2017 League General Assembly Meeting. The meeting will be held at 12:30 p.m. on Friday, September 15, at the Sacramento Convention Center.

At the Annual Conference, the League will consider two resolutions, the details of which are provided in the attached information packet. Also provided for the City Council's information are staff's comments on the proposed resolutions, as they relate to National City:

1. **A Resolution of the League of California Cities calling upon the Governor and Legislature to enter into discussion with League and other Public Safety stakeholders to identify and implement strategies that will reduce the unintended negative impacts of existing criminal law**

National City Staff Comments – Chief of Police: Recommends SUPPORT. It's important from a law enforcement perspective to ensure the safety of our community by finding new ways and strategies to address the negative impacts of existing changes to criminal laws; therefore, the League resolution should be supported.

2. **A Resolution of the League of California Cities supporting Legislation amending Government Code Section 38611 to clarify the definition of Local Control providing broad statutory authority for local officials to determine Emergency Service levels and direct Emergency Medical Response within their jurisdictions**

National City Staff Comments – Director of Emergency Services: Recommends SUPPORT. The City of National City is currently obligated to have the County EMS authority run our next Paramedic RFP. We believe this resolution, if passed, may someday bring back full control to the City where it belongs.

As background, the County of San Diego is a political subdivision of the State of California. State law confers on the County's Local Emergency Medical Services Agency (LEMSA) the authority to designate exclusive operating areas (EOA) and to select its emergency ambulance service providers through a competitive process.

The County of San Diego will work with National City but as of yet they still have not defined the process. The proposed legislation would be the first step in moving the City closer to being in full control of future Paramedic RFP's and allow the City Council to direct or accept the Fire Chiefs/Director's recommendation on levels of service..

The League encourages city councils to consider the resolution and determine a city position so their voting delegate(s) can represent its position during the conference, and/or provide a report back to their council on action taken by the League on the resolution. If there is any particular direction that the City Council would like to provide, direction tonight would be appropriate.

Some Councils just allow their voting delegates to "vote your conscience" since the measures tend to get modified during the policy committee process. Others like to provide specific direction to vote for or against a particular resolution. There is no requirement that the City Council discuss or take action on each issue.

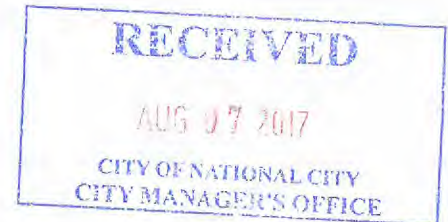


1400 K Street, Suite 400 • Sacramento, California 95814
Phone: 916.658.8200 Fax: 916.658.8240
www.cacities.org

July 26, 2017

TO: Mayors, City Managers and City Clerks
League Board of Directors

RE: Annual Conference Resolutions Packet
Notice of League Annual Meeting



Enclosed please find the 2017 Annual Conference Resolutions Packet.

Annual Conference in Sacramento. This year's League Annual Conference will be held September 13 - 15 in Sacramento. The conference announcement has previously been sent to all cities and we hope that you and your colleagues will be able to join us. More information about the conference is available on the League's Web site at www.cacities.org/ac. We look forward to welcoming city officials to the conference.

Closing Luncheon/General Assembly - Friday, September 15, 12:30 p.m. The League's General Assembly Meeting will be held at the Sacramento Convention Center.

Resolutions Packet. At the Annual Conference, the League will consider two resolutions introduced by the deadline, Saturday, July 15, 2017, midnight. The resolutions are included in this packet. Resolutions submitted to the General Assembly must be concurred in by five cities or by city officials from at least five or more cities. These letters of concurrence are included with this packet. We request that you distribute this packet to your city council.

We encourage each city council to consider the resolutions and to determine a city position so that your voting delegate can represent your city's position on the resolution. A copy of the resolution packet is posted on the League's website for your convenience: www.cacities.org/resolutions.

The resolutions packet contains additional information related to consideration of the resolutions at the Annual Conference. This includes the date, time and location of the meetings at which the resolutions will be considered.

Voting Delegates. Each city council is encouraged to designate a voting delegate and two alternates to represent their city at the General Assembly Meeting. A letter asking city councils to designate their voting delegate and two alternates has already been sent to each city. If your city has not yet appointed a voting delegate, please contact Meg Desmond at (916) 658-8224 or email: mdesmond@cacities.org.

**Please Bring This Packet to the Annual Conference
September 13 - 15, Sacramento**



*Annual Conference
Resolutions Packet*

2017 Annual Conference Resolutions



*Sacramento, California
September 13 – 15, 2017*

INFORMATION AND PROCEDURES

RESOLUTIONS CONTAINED IN THIS PACKET: The League bylaws provide that resolutions shall be referred by the president to an appropriate policy committee for review and recommendation. Resolutions with committee recommendations shall then be considered by the General Resolutions Committee at the Annual Conference.

This year, two resolutions have been introduced for consideration by the Annual Conference and referred to the League policy committees.

POLICY COMMITTEES: One policy committee will meet at the Annual Conference to consider and take action on the resolutions referred to it. The committee is Public Safety. The committee will meet from 9:00 – 11:00 a.m. on Wednesday, September 13, at the Hyatt Regency. The sponsors of the resolutions have been notified of the time and location of the meeting.

GENERAL RESOLUTIONS COMMITTEE: This committee will meet at 1:00 p.m. on Thursday, September 14, at the Hyatt Regency in Sacramento, to consider the report of the policy committee regarding the resolutions. This committee includes one representative from each of the League's regional divisions, functional departments and standing policy committees, as well as other individuals appointed by the League president. Please check in at the registration desk for room location.

ANNUAL LUNCHEON/BUSINESS MEETING/GENERAL ASSEMBLY: This meeting will be held at 12:30 p.m. on Friday, September 15, at the Sacramento Convention Center.

PETITIONED RESOLUTIONS: For those issues that develop after the normal 60-day deadline, a resolution may be introduced at the Annual Conference with a petition signed by designated voting delegates of 10 percent of all member cities (48 valid signatures required) and presented to the Voting Delegates Desk at least 24 hours prior to the time set for convening the Annual Business Meeting of the General Assembly. This year, that deadline is 12:30 p.m., Thursday, September 14. Resolutions can be viewed on the League's Web site: www.cacities.org/resolutions.

Any questions concerning the resolutions procedures may be directed to Meg Desmond at the League office: mdesmond@cacities.org or (916) 658-8224

GUIDELINES FOR ANNUAL CONFERENCE RESOLUTIONS

Policy development is a vital and ongoing process within the League. The principal means for deciding policy on the important issues facing cities is through the League's seven standing policy committees and the board of directors. The process allows for timely consideration of issues in a changing environment and assures city officials the opportunity to both initiate and influence policy decisions.

Annual conference resolutions constitute an additional way to develop League policy. Resolutions should adhere to the following criteria.

Guidelines for Annual Conference Resolutions

1. Only issues that have a direct bearing on municipal affairs should be considered or adopted at the Annual Conference.
2. The issue is not of a purely local or regional concern.
3. The recommended policy should not simply restate existing League policy.
4. The resolution should be directed at achieving one of the following objectives:
 - (a) Focus public or media attention on an issue of major importance to cities.
 - (b) Establish a new direction for League policy by establishing general principles around which more detailed policies may be developed by policy committees and the board of directors.
 - (c) Consider important issues not adequately addressed by the policy committees and board of directors.
 - (d) Amend the League bylaws (requires 2/3 vote at General Assembly).

LOCATION OF MEETINGS

Policy Committee Meetings

Wednesday, September 13
Hyatt Regency Sacramento
1209 L Street, Sacramento
9:00 – 11:00 a.m.: Public Safety

General Resolutions Committee

Thursday, September 14, 1:00 p.m.
Hyatt Regency Sacramento
1209 L Street, Sacramento

Annual Business Meeting and General Assembly Luncheon

Friday, September 15, 12:30 p.m.
Sacramento Convention Center
1400 J Street, Sacramento

KEY TO ACTIONS TAKEN ON RESOLUTIONS

Resolutions have been grouped by policy committees to which they have been assigned.

Number	Key Word Index	Reviewing Body Action		
		1	2	3
		1 - Policy Committee Recommendation to General Resolutions Committee		
		2 - General Resolutions Committee		
		3 - General Assembly		

PUBLIC SAFETY POLICY COMMITTEE

		1	2	3
1	Implement Strategies to Reduce Negative Impacts of Recent Changes to Criminal Laws			
2	Local Control for Emergency Medical Response			

Information pertaining to the Annual Conference Resolutions will also be posted on each committee's page on the League website: www.cacities.org. The entire Resolutions Packet will be posted at: www.cacities.org/resolutions.

KEY TO ACTIONS TAKEN ON RESOLUTIONS *(Continued)*

Resolutions have been grouped by policy committees to which they have been assigned.

KEY TO REVIEWING BODIES

1. Policy Committee
2. General Resolutions Committee
3. General Assembly

KEY TO ACTIONS TAKEN

- | | |
|---|---|
| A | Approve |
| D | Disapprove |
| N | No Action |
| R | Refer to appropriate policy committee for study |

ACTION FOOTNOTES

* Subject matter covered in another resolution

** Existing League policy

*** Local authority presently exists

- | | |
|-----|---|
| a | Amend+ |
| Aa | Approve as amended+ |
| Aaa | Approve with additional amendment(s)+ |
| Ra | Refer as amended to appropriate policy committee for study+ |
| Raa | Additional amendments and refer+ |
| Da | Amend (for clarity or brevity) and Disapprove+ |
| Na | Amend (for clarity or brevity) and take No Action+ |
| W | Withdrawn by Sponsor |

Procedural Note:

The League of California Cities resolution process at the Annual Conference is guided by the League Bylaws. A helpful explanation of this process can be found on the League's website by clicking on this link: [Resolution Process](#).

2017 ANNUAL CONFERENCE RESOLUTIONS

RESOLUTION REFERRED TO PUBLIC SAFETY POLICY COMMITTEE

- 1. A RESOLUTION OF THE LEAGUE OF CALIFORNIA CITIES CALLING UPON THE GOVERNOR AND LEGISLATURE TO ENTER INTO DISCUSSION WITH LEAGUE AND OTHER PUBLIC SAFETY STAKEHOLDERS TO IDENTIFY AND IMPLEMENT STRATEGIES THAT WILL REDUCE THE UNINTENDED NEGATIVE IMPACTS OF EXISTING CRIMINAL LAW**

Source: City of Whittier

Concurrence of five or more cities/city officials: Cities: La Mirada; Lakewood; Monrovia; Pico Rivera; Rolling Hills; Santa Fe Springs; and South Gate

Referred to: Public Safety Policy Committee

Recommendation to General Resolutions Committee:

WHEREAS, during the past several years, State legislative changes have made fundamental alterations to the fabric of California's criminal justice system. Many of those changes have been needed and necessary, as not all crimes should be punished with jail sentences; and

WHEREAS, California cities, counties, and the State, however, are facing increased crime which endangers the health and safety of police officers, residents, business owners, and property due to some of these legislative changes which created a situation where violent and career criminals are serving little to no prison time; and

WHEREAS, negative impacts from State legislative changes have been far reaching and crime rates and the number of victims are skyrocketing throughout California. The negative impacts of these laws were unintended when voters and legislators approved the laws, which were instead intended to help lower the prison population in California prisons and appropriately rehabilitate non-violent offenders; and

WHEREAS, incentives for offenders to voluntarily enroll in substance abuse programs have diminished, which has had the effect of eroding the safety of our communities; and

WHEREAS, AB 109 transferred nearly 45,000 felons from the State prison system to local jail facilities, which were not designed to house criminals on a long-term basis and were unprepared for such an increase in incarcerations, resulting in lower-level criminals being released early, directly impacting rising property crime rates throughout the State; and

WHEREAS, many probationers who have severe mental illness are released into communities where they continue to commit crimes that adversely impact the safety of community members and drain the resources of probation departments and police departments throughout the state; and

WHEREAS, Proposition 47, The Safe Neighborhoods and Schools Act, downgraded a number of serious crimes from felonies to misdemeanors—drug possession, repeated shoplifting, forging checks, gun theft, and possession of date-rape drugs; and

WHEREAS, Proposition 57 categorizes rape by intoxication, rape of an unconscious person, human trafficking involving sex with minors, drive-by shooting, assault with a deadly weapon, domestic violence, hate crime causing physical injury, and corporal injury to a child as “non-violent” felonies and offenders convicted of violating such laws are able to avoid appropriate prison sentences; and

WHEREAS, under Proposition 57, criminals who commit multiple crimes against multiple victims will be eligible for release at the same time as offenders who only committed a single crime against a single victim and allows repeat criminals to be eligible for release after the same period of incarceration as first time offenders; and

WHEREAS, cities must join together to voice their concerns for these legislative changes that have created an adverse impact on the safety of residents and businesses in local communities.

NOW, THEREFORE, BE IT RESOLVED by the General Assembly of the League of California Cities, assembled in Sacramento on September 15, 2017, to:

1. Direct League staff to consider creating a task force with other organizations and jointly commission a report on the unintended negative impacts of recent and future criminal law based on appropriate documentation by local agencies to identify necessary changes, working with key stakeholders to promote support for resulting advocacy efforts.
2. Promote an amendment of appropriate sections of AB 109 to change the criteria justifying the release of non-violent, non-serious, non-sex offender inmates to include their total criminal and mental health history instead of only their last criminal conviction.
3. Continue to advocate to place into law that for the purposes of Section 32 of Article I of the California Constitution, a violent offense includes any of the following:
 - Murder or voluntary manslaughter.
 - Mayhem.
 - Rape.
 - Sodomy by force, violence, duress, menace, or threat of great bodily harm.
 - Oral copulation by force, violence, duress, menace, or threat of great bodily harm.
 - Lewd acts on a child under the age of 14 years.
 - Any felony punishable by death or imprisonment in the state prison for life.
 - Any other felony in which the defendant inflicts great or serious bodily injury on any person, other than an accomplice, that has been charged and proven, or any felony in which the defendant uses a firearm which use has been charged and proven.
 - Attempted murder.
 - Assault with intent to commit rape or robbery.

- Assault with a deadly weapon or instrument on a peace officer.
 - Assault by a life prisoner on a non-inmate.
 - Assault with a deadly weapon by an inmate.
 - Arson.
 - Exploding a destructive device or any explosive with intent to injure.
 - Exploding a destructive device or any explosive causing great bodily injury.
 - Exploding a destructive device or any explosive with intent to murder.
 - Robbery.
 - Kidnapping.
 - Taking of a hostage by an inmate of a state prison.
 - Attempt to commit a felony punishable by death or imprisonment in the state prison for life.
 - Any felony in which the defendant personally used a dangerous or deadly weapon.
 - Escape from a state prison by use of force or violence.
 - Assault with a deadly weapon.
 - Extortion as defined in Penal Code section 518, or threats to victims or witnesses as defined in Penal Code section 136.1, which would constitute a felony violation of Penal Code section 186.22.
 - Carjacking.
 - Discharge of a firearm at an inhabited dwelling, vehicle, or aircraft.
 - Throwing acid or flammable substances with intent to injure.
 - Continuous sexual abuse of a child.
4. Request the State to improve the Smart Justice platform to provide an effective statewide data sharing to allow state and local law enforcement agencies to rapidly and efficiently share offender information to assist in tracking and monitoring the activities of AB 109 and other offenders.
 5. Encourage the collection and organization of real world data from cities and counties on the universe of post-release community supervision (PRCS) offenders.
 6. Encourage cities throughout California to join in these advocacy efforts to mitigate the unintended negative impacts of recent policy changes to the criminal justice system.
 7. Call for the Governor and the Legislature to work with the League and others stakeholders to consider and implement such criminal justice system reforms.

////////

Background Information on Resolution No. 1

Source: City of Whittier

Background:

During the past several years, State legislative changes have made fundamental alterations to the fabric of California's criminal justice system. Some changes have been needed, as not all crimes should be punished with jail sentences. These changes included AB 109 as well as Propositions 47 and 57.

Approved in 2011, AB 109 was approved, transferring nearly 45,000 felons from the State prison system to local jail systems, resulting in lower-level criminals being released early. Then, Proposition 47, so called The Safe Neighborhoods and Schools Act, was approved by California voters in 2014. It reclassified and downgraded a number of serious crimes from felonies to misdemeanors. Similarly, Proposition 57, called The Public Safety and Rehabilitation Act, was approved by voters in 2016 and allows the State to provide for the release of up to 30,000 criminals convicted of "non-violent" felonies, including rape by intoxication, driveby shooting, human trafficking involving sex act with minors, assault with a deadly weapon, to name a few. Additionally, under Prop 57 repeat criminals are eligible for release after the same period of incarceration as first time offenders.

Now, California cities and counties are facing increasing crime rates which are being connected to these legislative actions which created a situation where violent and career criminals are serving little to no prison time while low-level offenders commit multiple crimes with limited consequences. This increasing level of crime endangers the health and safety of our residents, police officers, and property. Negative impacts from these State legislative changes have been far reaching, and crime rates and the number of victims are increasing throughout California. The negative impacts of these laws were unintended when voters and legislators approved the laws, which were instead intended to help lower the prison population in California prisons and appropriately rehabilitate non-violent offenders.

As an example, the Public Policy Institute of California reports since 2015:

- California has experienced an uptick in overall crime
- Property crime is up 145%, violent crime up 54%
- One in four Californians view violence and street crime in their community as a substantial problem
- Arrests dropped 31% for property crimes and 68% for drug offenses (due to Prop. 47)
- The report concludes auto theft increase is a direct result of AB109

To make matters even worse, during the past two years we've seen officers shot, wounded and killed in communities throughout California including Whittier, Downey, Lancaster, Palm Springs, San Diego, Stanislaus County, and Modoc County. Further, the number of U.S. police officers killed in the line of duty hit a five-year high in 2016. The National Law Enforcement Officers Memorial Fund's preliminary report shows that this year's 135 fatalities were a 10% increase over the 123 officers who died in the line of duty last year.

When taken together the increases in crime in our communities and reductions in arrests for many crimes plus violent attacks against police officers underscores the need for a call to action amongst California's state and local leaders. This conference resolution is an important first step and seeks to initiate both a dialogue as well as actions to begin reforming California's criminal justice system by requesting that League staff analyze the negative impacts of recent criminal law, identify necessary changes, and work with stakeholders to promote support for such advocacy efforts. The resolution also calls on the Governor, Legislature, cities, and other stakeholders to work together toward reforms.

The resolution contains three specific reforms:

1. Address Issues with AB 109

The conference resolution promotes the amendment of appropriate sections of AB 109 to change the criteria justifying the release of non-violent, non-serious, non-sex offender inmates to include their total criminal and mental health history instead of only their last criminal conviction.

2. Revise the Definition of Violent Crime

The resolution calls for the League to advocate to place into law for the purposes of Section 32 of Article I of the California Constitution, a violent offense includes any of the following crimes:

- Murder or voluntary manslaughter
- Mayhem
- Rape
- Sodomy by force, violence, duress, menace, or threat of great bodily harm
- Oral copulation by force, violence, duress, menace, or threat of great bodily harm
- Lewd acts on a child under the age of 14 years
- Any felony punishable by death or imprisonment in the state prison for life
- Any other felony in which the defendant inflicts great or serious bodily injury on any person, other than an accomplice, that has been charged and proven, or any felony in which the defendant uses a firearm which use has been charged and proven
- Attempted murder
- Assault with intent to commit rape or robbery
- Assault with a deadly weapon or instrument on a peace officer
- Assault by a life prisoner on a non-inmate
- Assault with a deadly weapon by an inmate
- Arson
- Exploding a destructive device or any explosive with intent to injure
- Exploding a destructive device or any explosive causing great bodily injury
- Exploding a destructive device or any explosive with intent to murder
- Robbery
- Kidnapping
- Taking of a hostage by an inmate of a state prison

- Attempt to commit a felony punishable by death or imprisonment in the state prison for life
- Any felony in which the defendant personally used a dangerous or deadly weapon
- Escape from a state prison by use of force or violence
- Assault with a deadly weapon
- Extortion as defined in Penal Code section 518, or threats to victims or witnesses as defined in Penal Code section 136.1, which would constitute a felony violation of Penal Code section 186.22
- Carjacking
- Discharge of a firearm at an inhabited dwelling, vehicle, or aircraft.
- Throwing acid or flammable substances with intent to injure.
- Continuous sexual abuse of a child.

3. Data Sharing

The resolution requests the State to improve the Smart Justice platform to provide an effective statewide data sharing to allow state and local law enforcement agencies to rapidly and efficiently share offender information to assist in tracking and monitoring the activities of AB 109 and other offenders.

////////

League of California Cities Staff Analysis on Resolution No. 1

Staff: Tim Cromartie
Committee: Public Safety

Summary:

This Resolution seeks to address increases in crime in the wake of AB 109 (2011), Proposition 47 (2014), which reclassified a host of felony offenses as misdemeanors, and Proposition 57 (2016), which revised the rules of parole for what are designated “non-violent” offenders under the California Penal Code, but in fact comprise a number of criminal acts that are violent in nature, or may be committed to facilitate a violent outcome (for example, discharging a firearm from a motor vehicle).

This Resolution would direct staff to seek legislation expanding the term “violent felony” as defined in the California Penal Code; to tighten the criteria for the release of non-violent, non-serious, non-sex offender inmates; to mandate consideration of an inmate’s entire criminal history as part of the deliberations involving whether to grant individual parole; and to consider creation of a task force that would be charged with issuing a report recommending further changes in law, and supported by documentation collected by local agencies and other key stakeholders.

Background:

Since 2011, changes in state law, starting with AB 109, altered the fabric of California's criminal justice system. In 2011, AB 109 began to shift nearly 45,000 felons from the state prison system to local county jails. Prior to AB 109, many of California's more heavily populated counties already had jail systems that were operating under court-ordered or self-imposed population caps. As a result, AB 109 implementation triggered changes in that county jails experienced over time an influx of a rougher class of offender, and many lower level petty criminals committing new offenses were simply booked and released, serving no jail time at all.

Proposition 47 followed in 2014, reclassifying a host of felony offenses as misdemeanors and increasing the threshold amount for a felony charge of grand theft from \$450.00 to \$900.00. The effect of this change was to significantly stimulate the volume of petty theft, shoplifting, auto theft, and organized retail theft (shoplifting involving multiple persons with cell phones, designated getaway drivers, and a pre-determined escape route often involving a short trip to a major highway). Proposition 57, approved by voters in 2016, facilitates the potential early release of a large number of "non-violent" offenders by providing that inmates are eligible for parole once they have served 100% of their base sentence, without regard to any time served as a result of any sentencing enhancements. The universe of "non-violent" offenders could include individuals who have committed the following offenses: rape by intoxication, attempted drive-by shooting, assault with a deadly weapon, throwing acid with the intent to disfigure, to name but a few offenses. Since current law defines a "non-violent offender" based on the individual's most recent commitment offense, even if the individual is a repeat offender, the State Parole Board must still consider that person's parole application.

This state of affairs includes factors such as a higher proportion of offenders at large on our city streets, many of whom have had little in the way of rehabilitation programming while incarcerated, some with drug habits, who are more violent now than when initially incarcerated. Unless they engage in major illegal activity (murder, rape, arson, armed robbery), the available sanctions for any violations they commit, such as flash incarceration, i.e. temporary incarceration for 48-72 hours in a city or county jail, scarcely provide a meaningful deterrent to further criminal activity.

Communities in California are now facing increasing crime rates which can be linked to these recent legislative changes, which probation officers and local law enforcement are struggling to monitor and contain a situation in which a dramatically increase universe of offenders are at large in our communities.

The Public Policy Institute of California reports that since 2015:

- California has experienced an increase in overall crime
- Property crime is up 145%
- Violent crime is up 54%
- One in four Californians view violence and street crime in their community as a substantial problem
- Arrests dropped 31% for property crimes and 68% for drug offenses (due to Prop. 47)
- The report concludes auto theft increase is a direct result of AB 109

Support:

Cities of La Mirada, Lakewood, Monrovia, Pico Rivera, Rolling Hills, Santa Fe Springs, and South Gate

Opposition:

None received.

Fiscal Impact:

The collective and cumulative effect of the current criminal justice policies has led to increased pressure on county general funds for increased resources for probation supervision and incarceration in county jails, as well as identical pressure on municipal general funds related to increased law enforcement activity and in some areas, increased emergency medical services calls. Should the objectives outlined by the resolution be achieved, those pressures will be alleviated to a significant but undetermined amount.

Comment:

This measure is a response to a trend of rapidly mounting frustration among cities beset by calls for more law enforcement resources as a result of ongoing, sustained criminal activity. There is a growing sense among law enforcement professionals and local elected officials that current policies which have reduced criminal penalties, reclassified felonies as misdemeanors and facilitated what amounts to early release of many offenders who are not truly non-violent, will in time result in a high-profile tragedy involving significant loss of life.

Existing League Policy:

In regard to incarceration policy, the League supports stiffer penalties for violent offenders. In 2014, the League joined the California Police Chiefs in opposing Proposition 47, which reduces sentencing penalties for specified non-serious and non-violent drug and property crimes. It directed that the following offenses would be treated as misdemeanors, in most instances irrespective of the circumstances:

- Commercial Burglary
- Forgery
- Passing Bad Checks
- Grand Theft
- Receipt of Stolen Property
- Petty Theft with a Prior Offense
- Drug Possession

In 2013, the League Board of Directors approved a resolution pertaining to AB 109 (2011), which implemented Public Safety Realignment and brought significant changes to the state's incarceration policy. Specifically, it provided that specified categories of felony offenders previously sentenced to state prison, would prospectively be sentenced to terms in county jails.

The League's Resolution had two significant components relevant to this resolution:

- 1) It urged the Governor's office to adjust the implementation of Public Safety Realignment so that the criteria examined to evaluate the appropriateness of release of non-violent, non-serious, non-sex offender inmates would include their total criminal and mental

history, instead of merely the most recent criminal conviction for which they are currently committed; and

- 2) It urged the Governor's office to expedite the development of an effective statewide data sharing mechanism allowing state and local law enforcement agencies too rapidly and efficiently share offender information to assist in tracking and monitoring the activities of AB 109 and other offenders.

Finally, the League in 2016 opposed Proposition 57, which altered rules for parole eligibility for non-violent felons, potentially facilitating parole before an individual has served any time toward a sentencing enhancement, and ushered in new rules for good time behavior seeking to incentivize inmates to undergo rehabilitation programming of an educational/vocational nature.

RESOLUTION REFERRED TO PUBLIC SAFETY POLICY COMMITTEE

2. A RESOLUTION OF THE LEAGUE OF CALIFORNIA CITIES SUPPORTING LEGISLATION AMENDING GOVERNMENT CODE SECTION 38611 TO CLARIFY THE DEFINITION OF LOCAL CONTROL PROVIDING BROAD STATUTORY AUTHORITY FOR LOCAL OFFICIALS TO DETERMINE EMERGENCY SERVICE LEVELS AND DIRECT EMERGENCY MEDICAL RESPONSE WITHIN THEIR JURISDICTIONS

Source: City of Tracy

Concurrence of five or more cities/city officials: Cities: Lathrop, Lodi, Manteca, Stockton, and Consumnes Fire Department (Cities of Elk Grove and Galt)

Referred to: Public Safety Policy Committee

Recommendation to General Resolutions Committee:

WHEREAS, Government Code Section 38611 was last amended in 1957 and does not contain language clarifying the broad scope of emergency services as provided by present day fire departments; and

WHEREAS, Government Code Section 38611 requires further definition for general law and charter cities in determining service levels for the delivery of emergency services commensurate with the resources provided by the local government body; and

WHEREAS, pursuant to Section 7 of Article XI of the California Constitution, municipal governments are vested with police power which imposes on the responsibility to protect public safety and public health and municipal governments must provide or contract for fire and/or emergency medical services; and

WHEREAS, the local provision of fire protection services, rescue services, emergency medical services, hazardous material emergency response services, ambulance services, and other services relating to the protection of lives and property is critical to the public peace, health, and safety of the state; and

WHEREAS, local fire and/or emergency medical services are financed by local taxpayers and the availability and use of such services is determined by the local governing body of the jurisdiction to which services are directly provided; and

WHEREAS, amending Government Code Section 38611 would provide the chief of a fire department specific authority to protect public safety and public health within the jurisdictional boundaries of the fire department.

RESOLVED, that the League of California Cities General Assembly, assembled at the League Annual Conference on September 15, 2017 in Sacramento, calls for the Governor and the Legislature to work with the League and other stakeholders to amend Government Code Section 38611 clarifying the definition of local control, providing broad statutory authority for local officials to determine emergency service levels and direct emergency medical response within their jurisdictions.

////////

Background Information on Resolution No. 2

Source: City of Tracy

Background:

In 1980, the State Legislature enacted the Emergency Medical Services (EMS) Act in response to the development of paramedic services and a concern that there was a lack of medical oversight and coordination of emergency medical services. The EMS Act contains 100 different provisions in nine separate chapters of the California Health and Safety Code. The EMS Act created a two-tiered system that established a State EMS Agency to coordinate state-wide EMS activities and to develop state-wide minimum EMS policies and a local tier (Local EMS Agency) to plan, implement and evaluate an EMS System. The statute also includes language that establishes *"The medical direction and management of an emergency medical services system shall be under the medical control of the medical director of the local EMS Agency."* In each county, the local EMS Agency sets local EMS policy, administers and provides medical oversight for cities and special fire districts to deliver EMS services within the county.

In the late 1970's, as the EMS Act was being developed, the League of California Cities weighed heavily concerning the impact of the proposed EMS Act on cities. The League of California Cities argued against depriving a city of local control over EMS service levels. The League of California Cities wrote, *"We believe (local control) is important because city taxpayers financially support (EMS) programs and city management is responsible for their efficient utilization. The city council is responsible for the level of service and the cost of the program, wholly unrelated to the medical questions."* Based on that argument, additional language was included in the EMS policy that allowed local agencies that were providing EMS service to continue (and even obligated) them to continue to provide EMS services at the same levels as prior to 1980. This addition to the EMS Act (Section 1797.201 – became known as "201

Rights”) has been very controversial and has led to several lawsuits between cities/special districts and local EMS Agencies.

The City of Tracy in San Joaquin County has become the epicenter on the issue of local control as it relates to who has the authority to determine which resources will respond to medical emergencies. Several incidents have been noted where poor patient outcomes were the result of a failed county policy (SJCEMS Agency Policy 3202) that restricts local fire departments from responding to “low-level” emergencies. The EMS policy decisions within San Joaquin County have potential implications on every local community within the state of California and increasingly threaten local control.

Proposed Amendment

The proposed amendment to Government Code Section 38611 would clarify local control and allow the local governing bodies to determine which services are directly provided within their respective jurisdictions. The existing law is extremely limited in scope having been last amended in 1957, at a time when fire departments did not routinely provide many of the specialized services of today. Changes in services provided include but are not limited to hazardous materials response, specialized rescue, and emergency medical services. The amendment aims to support the long-standing tradition in California of local control over the types, levels, and availability of these services.

////////

League of California Cities Staff Analysis on Resolution No. 2

Staff: Tim Cromartie
Committee: Public Safety

Summary:

This resolution calls for the Governor and the Legislature to work with the League and other stakeholders to amend Government Code Section 38611 clarifying the definition of local control, providing broad statutory authority for local officials to determine emergency service levels and direct emergency medical response within their jurisdictions.

Background:

In 1980, the State Legislature enacted the Emergency Medical Services (EMS) Act in response to the development of paramedic services and a concern that there was a lack of medical oversight and coordination of emergency medical services. The EMS Act contains 100 different provisions in nine separate chapters of the California Health and Safety Code. The EMS Act created a two-tiered system that established a State EMS Agency to coordinate state-wide EMS activities and to develop state-wide minimum EMS policies and a local tier (Local EMS Agency) to plan, implement and evaluate an EMS System.

The statute also includes language that establishes “*The medical direction and management of an emergency medical services system shall be under the medical control of the medical director*”

of the local EMS Agency.” In each county, the local EMS Agency sets local EMS policy, administers and provides medical oversight for cities and special fire districts to deliver EMS services within the county.

In the late 1970’s, as the EMS Act was being developed, the League of California Cities weighed heavily concerning the impact of the proposed EMS Act on cities. The League argued against depriving a city of local control over EMS service levels. The League wrote, *“We believe (local control) is important because city taxpayers financially support (EMS) programs and city management is responsible for their efficient utilization. The city council is responsible for the level of service and the cost of the program, wholly unrelated to the medical questions.”* Based on that argument, additional language was included in the EMS policy that allowed local agencies that were providing EMS service to continue (and even obligated) them to continue to provide EMS services at the same levels as prior to 1980. This addition to the EMS Act (Section 1797.201 – became known as “201 Rights”) has been very controversial and has led to several lawsuits between cities/special districts and local EMS Agencies.

The City of Tracy in San Joaquin County has become one of the epicenters on the issue of local control as it relates to who has the authority to determine which resources will respond to medical emergencies. Several incidents have been noted where poor patient outcomes have been attributed by some observers to a county policy (SJCEMS Agency Policy 3202) that restricts local fire departments from responding to “low-level” emergencies. The EMS policy decisions within San Joaquin County have potential implications on every local community within the state of California and increasingly threaten local control.

Support:

Cities of Lathrop, Lodi, Manteca, City of Stockton, and Consumnes Fire Department (Cities of Elk Grove and Galt)

Opposition:

None received.

Fiscal Impact:

This resolution, if its directive can be achieved, will have no direct fiscal impact on cities. It will however, provide an atmosphere in which cities that have invested significant resources in building up and maintaining an independent EMS capability can have confidence that it will be deployed as intended.

Comment:

While this resolution calls for very specific action to clarify the rules governing emergency medical services, ideally it would be more generally worded to allow greater flexibility in pursuing legislative and other solutions to a problem that has existed for decades, spawning both legislation and multiple incidents of litigation.

However, it accurately expresses the legitimate frustration of cities in their efforts to provide emergency medical services (EMS) while abiding by the directives of their local emergency medical services authorities (LEMSA’s), which are county entities. Counties have broad

discretion under existing case law in how they administer EMS under the doctrine of medical control. To the degree there is dissatisfaction on the part of cities within a given county or counties, the following should be noted:

- 1) A task force convened by the California Emergency Medical Services Authority, the state entity with jurisdiction over this subject matter, made significant headway in crafting regulations governing the provision of ground emergency medical transport -- until disputes over local control and the criteria under which a local (municipal) agency could lay claim to the exclusive right to provide EMS in a specific operating area led to a lawsuit being filed by the California Fire Chiefs Association. That suit effectively suspended the work of the Task Force.
- 2) Over the past two decades, multiple attempts at legislation to resolve this issue have been tried, most without success. It was in part the multiple attempts at legislation that triggered the formation of the above-referenced task force.

Existing League Policy:

The League supports the fire service mission of saving lives and protecting property through fire prevention, disaster preparedness, hazardous-materials mitigation, specialized rescue, etc. as well as cities' authority and discretion to provide all emergency services to their communities.

The League supports and strives to ensure local control of emergency medical services by authorizing cities and fire districts to prescribe and monitor the manner and scope of pre-hospital emergency medical services, including transport through ambulance services, all provided within local boundaries for the purpose of improving the level of pre-hospital emergency medical service.

The League supports legislation to provide the framework for a solution to longstanding conflict between cities, counties, the fire service and LEMSA's particularly by local advisory committees to review and approve the EMS plan and to serve as an appeals body. Conflicts over EMS governance may be resolved if stakeholders are able to participate in EMS system design and evaluation and if complainants are given a fair and open hearing.

The League opposes legislation, regulations and standards that impose minimum staffing and response time standards for city fire and EMS services since such determinations should reflect the conditions and priorities of individual cities.

The League supports Emergency 911 systems to ensure cities and counties are represented on decisions affecting emergency response.

LETTERS OF CONCURRENCE

Resolution No. 1

Implement Strategies to Reduce Negative Impacts of
Recent Changes to Criminal Laws



CITY OF LA MIRADA

DEDICATED TO SERVICE

13700 La Mirada Boulevard
La Mirada, California 90638
P.O. Box 828
La Mirada, California 90637-0828
Phone: (562) 943-0131 Fax: (562) 943-1464
www.cityoflamirada.org

July 11, 2017

LETTER OF SUPPORT

General Resolutions Committee
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

SUBJECT: 2017 CONFERENCE RESOLUTION STRATEGIES TO IMPROVE NEGATIVE IMPACTS OF CRIMINAL LAW

Dear Committee:

The City of La Mirada supports the League of California Cities Annual Conference Resolution proposed by the City of Whittier calling on the Governor and Legislature to enter into discussion with the League and other public safety stakeholders to identify and implement strategies that will improve the unintended negative impacts of existing criminal law.

The City of La Mirada has seen increases in property crime that may have resulted from a combination of legislative actions and voter-approved initiatives. Specifically, since 2014 the City of La Mirada has seen property crime increase by 41 percent. The proposed resolution seeks to correct these negative impacts from existing criminal law and considers proactive measures that could reduce such impacts.

The resolution directs League staff to consider creating a task force with other organizations and jointly commission a report on the unintended negative impacts of recent criminal law to identify necessary changes.

The resolution also promotes an amendment of appropriate sections of AB 109 to change the criteria justifying the release of non-violent, non-serious, non-sex offender inmates to include one's total criminal and mental health history instead of only the most recent criminal conviction. It encourages continued advocacy to make "violent offenses" include crimes that meet the plain language definition of "violent".

The resolution further asks the State to improve the Smart Justice platform to allow state and local law enforcement agencies to rapidly share information to track offenders, and encourages data collection on post-release community supervision offenders.

The passage of this resolution would provide a range of important reforms to enhance public safety in our community. For these reasons, the City of La Mirada strongly supports this resolution to strategically address criminal justice reforms.

Sincerely,

CITY OF LA MIRADA

Ed Eng
Mayor

EE:JB:ydr



July 10, 2017

General Resolutions Committee
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

**RE: 2017 Conference Resolution – Notice of Support
Strategies to Improve Negative Impacts of Criminal Law**

Dear Committee:


The City of Lakewood supports the League of California Cities Annual Conference Resolution calling on the Governor and Legislature to enter into discussion with the League and other public safety stakeholders to identify and implement strategies that will improve the unintended negative impacts of existing criminal law.

Like other cities, Lakewood has seen increases in property crime that may have resulted from a combination of legislative actions and voter-approved initiatives. The proposed annual conference resolution seeks to turn around these negative impacts from existing criminal law and considers proactive measures that could reduce such impacts. These include:

- Request League staff to consider creating a task force with other organizations and jointly commission a report on the unintended negative impacts of recent criminal law to identify necessary changes and work with key stakeholders to promote support for resulting advocacy efforts.
- Promote an amendment of appropriate sections of AB 109 to change the criteria justifying the release of non-violent, non-serious, non-sex offender inmates to include their total criminal and mental health history instead of only their last criminal conviction. It encourages continued advocacy to make "violent offenses" include crimes that meet the plain language definition of "violent."
- Request that the State improve the "Smart Justice" platform to allow state and local law enforcement agencies to rapidly share information to track offenders and encourage data collection on post-release community supervision offenders.

The passage of this resolution would provide a range of important reforms that would enhance public safety in our community. For these reasons, the City of Lakewood strongly supports this resolution to strategically address criminal justice reforms.

Sincerely,


Diane DuBois
Mayor

Lakewood



July 11, 2017

President JoAnne Mounce
The League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: Letter of Support for the Resolution Brought Forward by the City of Whittier Regarding the Unintended Negative Consequences of Recent Legislative Changes to California's Criminal Justice System

Dear Ms. Mounce:

The City of Monrovia strongly supports the Resolution brought forth by the City of Whittier, which asks the League of California Cities (League) to initiate and facilitate further discussion between the Governor, the State Legislature, and other key public safety stakeholders regarding the legislative changes that have been made to California's criminal justice system during the past few years.

Taken together, Assembly Bill 109, Proposition 47, and Proposition 57 have reshaped how we approach public safety issues in our State. And certainly, the identified measures have resulted in measurable and positive impacts to California's criminal justice system, such as a decrease in the State prison system population. However, the cumulative effect of these legislative actions have had several significant unintended consequences, which have resulted in California cities now needing to address increasingly complex public safety challenges.

For example, in the City of Monrovia, violent and property crimes increased by 19% when comparing 2016 crime levels against 2015 rates. On-the-street information being provided by our Police Officers seems to correlate that the increasing levels of crime are connected with the legislative changes that have been enacted in California during the past several years. Additionally, the public safety issues we are experiencing in Monrovia are not occurring in a vacuum, as other neighboring jurisdictions are reporting similar concerns that impact our region as a whole.

Given these factors, we believe that California's overall criminal justice system needs to be carefully reexamined for potential methods to mitigate these emerging public safety issues. The City of Whittier's Resolution represents a positive first step, which includes the formation of a task force to examine possible criminal justice system modifications in greater detail. We believe that such a step would be a move in the right direction for California.

For these reasons, the City of Monrovia strongly supports the Resolution brought forth by the City of Whittier. Of course, please feel free to contact me if I can provide any additional information. I can be reached at (626) 932-5501, or via email at ochi@ci.monrovia.ca.us.

Best regards,

Oliver Chi
City Manager



René Bobadilla, P.E.
City Manager

City of Pico Rivera
OFFICE OF THE CITY MANAGER

6615 Passons Boulevard · Pico Rivera, California 90660

(562) 801-4379

Web: www.pico-rivera.org · e-mail: rbobadilla@pico-rivera.org

City Council

Bob J. Archuleta

Mayor

Gustavo V. Camacho

Mayor Pro Tem

David W. Armenta

Councilmember

Gregory Salcido

Councilmember

Brent A. Tercero

Councilmember

July 12, 2017

General Resolutions Committee
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

RE: 2017 Conference Resolution
Strategies to Improve Negative Impacts of Criminal Law
Notice of Support

Dear Committee:

The City of Pico Rivera supports the League of California Cities Annual Conference Resolution calling on the Governor and Legislature to enter into discussion with the League and other public safety stakeholders to identify and implement strategies that will improve the unintended negative impacts of existing criminal law.

The City of Pico Rivera has seen increases in property crime that may have resulted from a combination of legislative actions and voter-approved initiatives. Following are some specific impacts provided by the Pico Rivera Sheriff's Department:

Part I crimes

Robbery is up 10.26% in 2017 compared to 2016

Larceny Theft is up 4.09% in 2017 compared to 2016

Part II crimes

Weapon Law is up 9.68% in 2017 compared to 2016

Felony Transport & or Sales of controlled substance (except Marijuana) is up 44.44% compared to 2016

Misdemeanor Possession of a Controlled Substance (excluding Marijuana) is up 56.06% compared to 2016

Under the influence of Narcotic is up 28.57% in 2017 compared to 2016

The proposed annual conference resolution seeks to turn around these negative impacts from existing criminal law and considers proactive measures that could reduce such impacts.

General Resolutions Committee

2017 Conference Resolution – Strategies to Improve Negative Impacts of Criminal Law

Notice of Support

July 12, 2017

Page 2

The resolution directs League staff to consider creating a task force with other organizations and jointly commission a report on the unintended negative impacts of recent criminal law to identify necessary changes, working with key stakeholders to promote support for resulting advocacy efforts.

The resolution also promotes an amendment of appropriate sections of AB 109 to change the criteria justifying the release of non-violent, non-serious, non-sex offender inmates to include their total criminal and mental health history instead of only their last criminal conviction. It encourages continued advocacy to make “violent offenses” include crimes that meet the plain language definition of “violent”.

The resolution further asks the State to improve the Smart Justice platform to allow state and local law enforcement agencies to rapidly share information to track offenders, and encourages data collection on post-release community supervision offenders.

The passage of this resolution would provide a range of important reforms that would enhance public safety in our community. For these reasons, the City of Pico Rivera strongly supports this resolution to strategically address criminal justice reforms.

Best regards,

A handwritten signature in black ink, appearing to read 'René Bobadilla', with a stylized flourish at the end.

René Bobadilla, P.E.
City Manager
City of Pico Rivera



City of Rolling Hills

INCORPORATED JANUARY 24 1957

NO. 2 PORTUGUESE BEND ROAD
ROLLING HILLS, CALIF. 90274
(310) 377-1521
FAX: (310) 377-7288

July 12, 2017

General Resolutions Committee
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

**RE: 2017 Conference Resolution
Strategies to Improve Negative Impacts of Criminal Law
Notice of Support**

Dear Members of the General Resolutions Committee:

As a member of the Rolling Hills City Council, I support the League of California Cities Annual Conference Resolution calling on the Governor and Legislature to enter into discussion with the League and with other public safety stakeholders to identify and implement strategies that will relieve the unintended negative impacts of existing criminal law.

The City of Rolling Hills has seen increases in burglaries, mail/package theft and other property related crime that may have resulted from a combination of legislative actions and voter-approved initiatives. The City has also seen a significant jump in identity theft. The proposed annual conference resolution seeks to turn around these negative impacts from existing criminal law and considers proactive measures that could reduce such impacts.

The resolution directs League staff to consider creating a task force with other organizations and jointly commission a report on the unintended negative impacts of recent criminal law to identify necessary changes, working with key stakeholders to promote support for resulting advocacy efforts.

The resolution also promotes an amendment of appropriate sections of AB 109 to change the criteria justifying the release of non-violent, non-serious, non-sex offender inmates to include their total criminal and mental health history instead of only their last criminal conviction. It encourages continued advocacy to make "violent offenses" include crimes that meet the plain language definition of "violent".

General Resolutions Committee

July 12, 2017

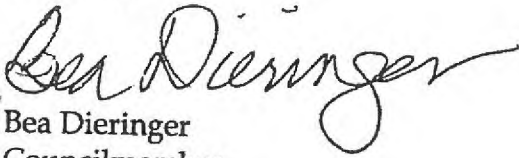
Re: 2017 Conference Resolution Strategies to Improve Negative Impacts of Criminal Law -
Notice of Support

Page 2

The resolution further asks the State to improve the Smart Justice platform to allow state and local law enforcement agencies to rapidly share information to track offenders, and encourages data collection on post-release community supervision offenders.

The passage of this resolution would provide a range of important reforms that would enhance public safety in our community. For these reasons, I strongly support this resolution to strategically address criminal justice reforms.

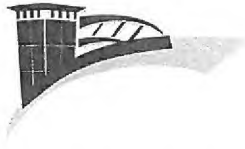
Sincerely,

A handwritten signature in black ink, appearing to read "Bea Dieringer", with a stylized, cursive script.

Bea Dieringer
Councilmember
City of Rolling Hills

RC:BD:hl

07-12-17League Resolution Support.docx



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July 11, 2017

General Resolutions Committee
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

**RE: 2017 Conference Resolution
Strategies to Improve Negative Impacts of Criminal Law
Notice of Support**

Dear Committee:

The City of Santa Fe Springs supports the League of California Cities Annual Conference Resolution calling on the Governor and Legislature to enter into discussion with the League and other public safety stakeholders to identify and implement strategies that will improve the unintended negative impacts of existing criminal law.

The City of Santa Fe Springs has seen increases in property crime that may have resulted from a combination of legislative actions and voter-approved initiatives. In addition, the City of Santa Fe Springs contracts with the Whittier Police Department for Law Enforcement Services. In February, Whittier Police Department Officer Keith Boyer was gunned down by a AB 109 offender in a heinous act of indiscriminate violence. We feel strongly that AB 109 and the loosening of oversight and control over recidivist offenders was at least partially responsible in Officer Boyer's death. We believe that the proposed annual conference resolution seeks to turn around these negative impacts from existing criminal law and considers proactive measures that could reduce such impacts.

The resolution directs League staff to consider creating a task force with other organizations and jointly commission a report on the unintended negative impacts of recent criminal law to identify necessary changes, working with key stakeholders to promote support for resulting advocacy efforts.

The resolution also promotes an amendment of appropriate sections of AB 109 to change the criteria justifying the release of non-violent, non-serious, non-sex offender inmates to include their total criminal and mental health history instead of only their last criminal conviction. It encourages continued advocacy to make "violent offenses" include crimes that meet the plain language definition of "violent".

The resolution further asks the State to improve the Smart Justice platform to allow state and local law enforcement agencies to rapidly share information to track offenders, and encourages data collection on post-release community supervision offenders.

William K. Rounds, Mayor • Jay Sarno, Mayor Pro Tem
City Council
Richard J. Moore • Juanita Trujillo • Joe Angel Zamora
City Manager
Thaddeus McCormack

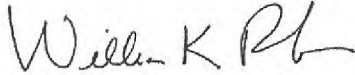
July 10, 2017

Page 2

2017 Conference Resolution

The passage of this resolution would provide a range of important reforms that would enhance public safety in our community. For these reasons, the City of Santa Fe Springs strongly supports this resolution to strategically address criminal justice reforms.

Sincerely,

A handwritten signature in black ink, appearing to read "William K. Rounds".

William K. Rounds, Mayor
City of Santa Fe Springs

William K. Rounds, Mayor • Jay Sarno, Mayor Pro Tem
City Council
Richard J. Moore • Juanita Trujillo • Joe Angel Zamora
City Manager
Thaddeus McCormack



City of South Gate

8650 CALIFORNIA AVENUE + SOUTH GATE, CA 90280-3075 + (323) 563-9543
WWW.CITYOFSOUTHGATE.ORG FAX (323) 569-2678

MARIA DAVILA, Mayor
MARIA BELEN BERNAL, Vice Mayor
DENISE DIAZ, Council Member
JORGE MORALES, Council Member
AL RIOS, Council Member

July 11, 2017

General Resolutions Committee
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

**RE: 2017 ANNUAL CONFERENCE RESOLUTION: STRATEGIES TO IMPROVE
NEGATIVE IMPACTS OF CRIMINAL LAW-NOTICE OF SUPPORT**

Dear Committee:

As a Council Member of the City of South Gate, and a Member of the League's Public Safety Policy Committee, I am writing to express my support of the City of Whittier's 2017 Annual Conference Resolution (Resolution.) The proposed Resolution calls on the Governor and Legislature to enter into discussion with the League and other public safety stakeholders, to identify and implement strategies that will improve the unintended negative impacts of existing criminal law.

Cities in Los Angeles County have experienced increases in property crimes that may have resulted from a combination of legislative actions and voter-approved initiatives. The proposed Resolution seeks to remedy many of the negative impacts from existing criminal law and considers proactive measures that could reduce such impacts.

The passage of this Resolution would provide a range of important League directives to address the growing public safety concerns in these communities. For these reasons, I strongly support this Resolution to strategically address criminal justice reforms.

Sincerely,

Jorge Morales
Council Member

LETTERS OF CONCURRENCE

Resolution No. 2

Local Control for Emergency Medical Response



COSUMNES FIRE DEPARTMENT

10573 E Stockton Blvd.
Elk Grove, CA 95624

(916) 405-7100
Fax (916) 685-6622
www.yourcsd.com

July 13, 2017

The Honorable JoAnne Mounce, President
League of California Cities
1400 K Street
Sacramento, California 95814

**RE: RESOLUTION THAT SUPPORTS LEGISLATION TO AMEND GOVERNMENT
CODE SECTION 38611 TO CLARIFY THE DEFINITION OF LOCAL CONTROL**

Dear President Mounce,

The Cosumnes CSD Fire Department, which encompasses the Cities of Elk Grove and Galt supports the proposed resolution that would support legislation to amend Government Code Section 38611 to clarify the definition of local control as it pertains to emergency services.

A core function of local government is the ability to determine and provide the appropriated level of emergency response resources. Allowing Local Emergency Medical Services Agencies (LEMSAs) to determine when and how local fire agencies respond to emergencies circumvents the role of Fire Chiefs and municipal and special fire district legislative bodies. It should be the role of the Fire Chief to determine the required service levels and the role of the local legislative bodies to support the Fire Chief's recommendations based on community expectations, community risk reduction strategies and available resources.

Therefore, the Cosumnes CSD Fire Department supports the proposed resolution and future legislation that would serve to ensure local government determines their emergency response service levels. If further clarification is required, please let me know.

Sincerely,

Michael W. McLaughlin
Fire Chief

Community Services District
Enriching Community • Saving Lives



Office of the City Manager

390 Towne Centre Dr. -- Lathrop, CA 95330
Phone (209) 941-7220 -- fax (209) 941-7248
www.ci.lathrop.ca.us

July 14, 2017

The Honorable JoAnne Mounce, President
League of California Cities
1400 K Street
Sacramento, CA 95814

Sent to Via Email to: Meg Desmond mdesmond@cacities.org <<mailto:mdesmond@cacities.org>>

**Re: RESOLUTION THAT SUPPORTS LEGISLATION TO AMEND GOVERNMENT
CODE SECTION 38611 TO CLARIFY THE DEFINITION OF LOCAL CONTROL**


Dear President Mounce,

The City of Lathrop supports the proposed resolution that would support legislation to amend Government Code Section 38611 to clarify the definition of local control as it pertains to emergency services.

A core function of local government is the ability to determine and provide the appropriated level of emergency response resources. Allowing Local Emergency Medical Services Agencies (LEMSAs) to determine when and how local fire agencies respond to emergencies circumvents the role of Fire Chiefs and municipal and special fire district legislative bodies. It should be the role of the Fire Chief to determine the required service levels and the role of the local legislative bodies to support the Fire Chief's recommendations based on community expectations, community risk reduction strategies and available resources.

Therefore, the City of Lathrop supports the proposed resolution and future legislation that would serve to ensure local government determines their emergency response service levels. If further clarification is required, please let me know.

Thank you,



Stephen J. Salvatore
City Manager

Cc: Members of the City of Lathrop City Council
Lathrop Manteca Fire Chief, Gene Neely
Tracy City Manager, Troy Brown
Tracy Fire Chief, Randall Bradley
Central Valley Regional Public Affairs Manager LOCC, Stephen Qualls

CITY COUNCIL

DOUG KUEHNE, Mayor
ALAN NAKANISHI,
Mayor Pro Tempore
MARK CHANDLER
BOB JOHNSON
JOANNE MOUNCE

CITY OF LODI

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www.lodi.gov cityclerk@lodi.gov

STEPHEN SCHWABAUER
City Manager

JENNIFER M. FERRAILOLO
City Clerk

JANICE D. MAGDICH
City Attorney

July 19, 2017

The Honorable JoAnne Mounce, President
League of California Cities
1400 K Street, Suite 400
Sacramento, CA 95814

**RE: RESOLUTION OF THE LEAGUE OF CALIFORNIA CITIES SUPPORTING
LEGISLATION AMENDING GC §38611 TO CLARIFY DEFINITION OF LOCAL
CONTROL PROVIDING BROAD STATUTORY AUTHORITY FOR LOCAL
OFFICIALS TO DETERMINE EMERGENCY SERVICE LEVELS AND DIRECT
EMERGENCY MEDICAL RESPONSE WITHIN THEIR JURISDICTIONS**

The City of Lodi supports the proposed resolution to support legislation amending Government Code §38611 to clarify the definition of local control providing broad statutory authority for local officials to determine emergency service levels and direct emergency medical response within their jurisdictions.

Accordingly, we concur in the submission of the resolution for consideration by the League of California Cities General Assembly at its annual meeting on September 15, 2017.

Government Code Section 38611 does not contain language clarifying the broad scope of emergency services as provided by present day fire departments. The code requires further definition for general law and charter cities in determining service levels for the delivery of emergency services commensurate with the resources provided by the local government body. Amending Government Code Section 38611 would provide the chief of a fire department specific authority to protect public safety and public health within the jurisdictional boundaries of the fire department.

The City of Lodi is in strong support of providing statutory authority for local officials to determine emergency service levels and direct emergency medical response within their jurisdictions.

Sincerely,



Doug Kuehne
Mayor, City of Lodi

DK/JMF

cc: Larry Rooney, Fire Chief, City of Lodi
Randall Bradley, City of Tracy, randall.bradley@ci.tracy.ca.us
Stephen Qualls, League of California Cities, squalls@cacities.org



CITY OF MANTECA - FIRE DEPARTMENT

1154 S. UNION ROAD • MANTECA, CA 95337
(209) 456-8300 • FAX (209) 923-8936

July 13, 2017

League of California Cities
1400 K Street, Suite 400
Sacramento CA 95814

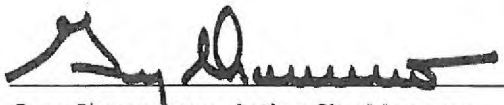
RE: A RESOLUTION OF THE LEAGUE OF CALIFORNIA CITIES SUPPORTING LEGISLATION AMENDING GOVERNMENT CODE SECTION 38611 TO CLARIFY THE DEFINITION OF LOCAL CONTROL PROVIDING BROAD STATUTORY AUTHORITY FOR LOCAL OFFICIALS TO DETERMINE EMERGENCY SERVICE LEVELS AND DIRECT EMERGENCY MEDICAL RESPONSE WITHIN THEIR JURISDICTIONS

To Whom It May Concern:

This letter confirms that the City of Manteca supports the resolution on Emergency Medical Services submitted to the League of California cities by the City of Tracy. The City of Manteca believes that local control of Emergency Services is critical to ensure that the best possible service and protection of our citizens/taxpayers is provided.

We appreciate the City of Tracy's willingness to bring this crucial issue to the forefront.

Respectfully,


Greg Showerman, Acting City Manager

Date: 13 July 2017


Kyle Shipherd, Fire Chief

Date: 13 July 2017

MICHAEL TUBBS
Mayor

ELBERT HOLMAN
Vice Mayor
District 1



CITY OF STOCKTON

OFFICE OF THE CITY COUNCIL
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DAN WRIGHT
District 2

SUSAN LOFTHUS
District 3

SUSAN LENZ
District 4

CHRISTINA FUGAZI
District 5

JESÚS ANDRADE
District 6

July 13, 2017

The Honorable JoAnne Mounce, President
League of California Cities
1400 K Street
Sacramento, CA 95814

**SUBJECT: Resolution of the League of California Cities Supporting Legislation
Providing Broad Statutory Authority for Local Officials to Determine
Emergency Service Levels - SUPPORT**

Dear President Mounce,

On behalf of the City of Stockton, I wish to voice our support of the City of Tracy proposed resolution for consideration by League membership. Stockton supports this resolution for the following reasons:

- 1) The City of Stockton Legislative Program seeks the broadest authority for the City Council to make decisions locally, particularly related to the local exercise of police powers;
- 2) The City of Stockton Legislative Program advocates for efforts that impact the City's ability to enhance the well-being, quality of life, health, and safety of residents;
- 3) The City of Stockton has experienced challenges and frustrations in delivering the highest quality of emergency medical services to our residents due to provision of the Emergency Medical Services (EMS) Act.
- 4) Amendments to the EMS Act would clarify local control and allow governing bodies to determine which services are directly provided within their respective jurisdictions.

For these reasons, the City of Stockton concurs with and supports the City of Tracy proposed resolution for consideration by League membership.

MICHAEL TUBBS
MAYOR

MT:cc

cc: Stockton City Councilmembers
Kurt Wilson, Stockton City Manager